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SH#2298829

COUNTY OF LOS ANGELES
SHERIFF'S DEPARTMENT
A Tradition of Service

DATE: January 3, 2013
FILE NO:

OFFICE CORRESPONDENCE

FROM: MICHAEL J. ROTHANS, COMMANDER
FIELD OPERATIONS REGION III

TO: ALICIA E. AULT, CAPTAIN
INTERNAL AFFAIRS BUREAU

SUBJECT: EXECUTIVE FORCE REVIEW COMMITTEE FINDINGS:

Case Number:	SH2298829
Incident:	Hit Shooting
Incident Date:	October 13, 2011
Unit:	Palmdale Station
Suspect:	Darrell Logan, MB/03-28-79
Involved Employees:	Sergeant Russell Wilson, #[redacted] (retired) Sergeant Andrew Nagel, #[redacted] Deputy Gustavo Munoz, #[redacted] Deputy Marcus Phillips, #[redacted] Deputy Juan Bonilla, #[redacted] Deputy Marcos Solis, #[redacted] Deputy Jason Lasley, #[redacted]
EFRC Date:	December 20, 2012

The Executive Force Review Committee consisting of Commander Michael Rothans, Commander David Fender, and Commander Buddy Goldman met and reviewed the above case.

FORCE POLICY RELATING TO INCIDENT:

Department members may use deadly force in self-defense or in the defense of others, only when they reasonably believe death or serious physical injury is about to be inflicted upon themselves or others.

FINDINGS:

Deputies responded to the residence as a result of a telephone call stating a male and female had been arguing in front of the location.

The informant heard the female yell, "Don't shoot me," and then heard a gunshot. Deputies ordered anyone inside the home to exit and a female complied. The female told deputies no one else was home and no one fired a weapon. Deputies conducted a protective sweep of the residence to check for possible victims. No one was found inside the residence except for an infant.

Deputies heard movement inside a detached garage and believed a victim, or possible suspect, was inside. Several announcements were made to the occupants inside the garage requesting them to open the locked door and exit the location. After no response, deputies forced entry into the garage. After the door opened, someone from inside the garage fired one round from a small caliber handgun. Deputies saw the suspect inside the garage holding a handgun. The suspect refused the deputies commands to disarm and turned toward the deputies pointing the handgun at them. In fear for their life, the deputies fired several rounds striking the suspect. A loaded .25 caliber semi-automatic pistol was recovered next to the suspect, as well as one expended .25 caliber shell casing.

A witness to the shooting, who was inside the garage, told investigators that the suspect stated prior to the deputies entering the garage that he was not going back to prison.

Entry was made into the garage by deputies due to the potential rescue of a shooting victim and the female indicating there was no one inside the garage. The female also indicted she did not have a key to the garage to assist deputies with the potential rescue.

The Committee determined the deadly force used to defend against the armed suspect was reasonable, necessary, and justified. The Committee also determined the tactics used by the deputies were within the Department's training standards.

RECOMMENDATIONS:

While the force and tactics were held within policy, the Committee recommended the unit commander, Captain Bobby D. Denham, conduct a tactical debriefing regarding the unique circumstances of this incident. The tactical debriefing should also include discussion about entry into garage and the use of a ballistic shield.

Additionally, the Committee recommended the involved deputies attend the eight hour Tactics and Survival training (TAS 2 class).

MJR:JER:jer



LOS ANGELES COUNTY DISTRICT ATTORNEY'S OFFICE
BUREAU OF FRAUD AND CORRUPTION PROSECUTIONS
JUSTICE SYSTEM INTEGRITY DIVISION

STEVE COOLEY • District Attorney
JACQUELYN LACEY • Chief Deputy District Attorney
PATRICK R. DIXON • Assistant District Attorney

JANICE L. MAURIZI • Director

May 17, 2012

Captain David Smith
Homicide Bureau
Los Angeles County Sheriff's Department
5747 Rickenbacker Road
Commerce, California 90040

Re: J.S.I.D. File # 11-0657
L.A.S.D. File # 011-15119-2608-013

Dear Captain Smith:

The Justice System Integrity Division of the Los Angeles County District Attorney's Office has completed its review of the October 13, 2011, fatal shooting of Darrell Lenard Logan by Los Angeles County Sheriff Sergeant Russell Wilson and Deputy Gustavo Munoz. It is our conclusion that Sergeant Wilson and Deputy Munoz acted in lawful self-defense and defense of others.

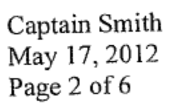
The following analysis is based on reports prepared by the Los Angeles County Sheriff's Department (LASD), submitted to this office by Investigators John Fredendall and Kenneth Clark, LASD, Homicide Bureau. The District Attorney's Command Center was notified of the shooting on October 13, 2011, at approximately 12:18 p.m. The District Attorney Response Team, comprised of Deputy District Attorney Deborah Escobar Delport and District Attorney Supervising Investigator [redacted] responded and was given a briefing and a walk-through of the scene. Sergeant Wilson and Deputy Munoz provided voluntary statements which were considered as part of this analysis.

FACTUAL ANALYSIS

On October 13, 2011, at approximately 11:00 a.m., [redacted] was in her front yard when she heard a male and female arguing loudly at [redacted] Heather Avenue in the City of Palmdale. At one point the female screamed, "Don't shoot me!" followed immediately by a gunshot. [redacted] ran inside her residence and had her [redacted] call 9-1-1.

Deputies responded to the location and announced their presence over a patrol car's public address system. They ordered the residents of [redacted] Heather Avenue to exit the house. After several announcements, a female, later identified as [redacted] came out the front

Clara Shortridge Foltz Criminal Justice Center
210 West Temple Street
Los Angeles, CA 90012-3210
(213) 974-3888
WEBSITE: http://da.co.la.ca.us



door and was detained.[1] She told deputies that her two-month old [redacted] was still inside the house but that her [redacted] Darrell Logan, had left. She denied having an argument with Logan and denied that a gun had been fired at her home.

Deputies made entry into the house and cleared the residence. There was no one in the house besides [redacted] A garage attached to the front of the house was locked. The pedestrian entrance to the garage was located outside the residence a short distance from the front door. Multiple announcements were made over the public address system ordering anyone inside the garage to vacate it. During this time, Deputy Marcus Phillips heard what sounded like coins hitting the cement floor while Deputy Gustavo Munoz heard whispering coming from inside the garage. When the unknown occupants failed to open the door, Sergeant Russell Wilson retrieved a battering ram and instructed Phillips to force entry into the garage.

As Phillips forced the door opened, deputies heard a single gunshot. Sergeant Russell Wilson and Munoz, who were at the door's threshold, believed the gunshot came from inside the garage. Deputy Shafer, who was covering the front of the house from across the street, also believed the gunshot came from inside the garage. Sergeant Andrew Nagel and Deputies Juan Bonilla, Jason Lasley and Phillips, who were standing behind Wilson and Munoz, were unsure from where the gunshot originated. Every deputy that heard the shot believed that it came from a smaller caliber weapon rather than the larger caliber firearm carried by deputy sheriffs.

Once the garage door was opened, deputies observed a man, subsequently identified as Darrell Logan, move toward the east wall of the garage.[2] His back was toward them and his hands were concealed in front of his body. Logan's body was bladed and he was looking at the deputies over his right shoulder. Munoz and Phillips repeatedly ordered Logan to show his hands. He did not comply. At the same time, deputies noticed a second man in the garage. [redacted] was kneeling on the floor with his hands in the air to the southeast of the door. He shouted to the deputies, "My hands are up! My hands are up!"

As the deputies continued to order Logan to show his hands, he turned toward [redacted] and said, "I'm going out man, I'm going out!"[3] At that point, Sergeant Wilson thought that Logan "was going to engage us." He heard [redacted] yell, "No! No! No!" as Logan began to turn toward the deputies while repeating, "I'm going out!" As he continued turning, Logan extended his hands out from his body and Wilson observed a black handgun in his hand. Wilson yelled, "Gun! Gun! Gun!" Wilson had no doubt in his mind that Logan was prepared to engage the deputies in a gun battle.

[1] [redacted] also identified herself as [redacted] during the investigation. To avoid any confusion, she will be referred to as [redacted]

[2] The breached door was on the west side of the garage.

[3] Munoz believed Logan used the word "cuz" instead of "man" while Wilson thought Logan used the word "homie." Phillips believed Logan yelled, "I'm going to go out!"

Deputy Munoz heard [redacted] scream, "Put your hands up! Put your hands up! You're gonna get shot!" when Logan told him that he was "going out." He then heard Wilson say that Logan had a gun. Munoz believed that Logan was turning around to shoot at them. Logan repeated, "I'm going out cuz, I'm going out cuz!" as he continued to turn toward the deputies. At that time, Munoz saw the barrel of a small caliber gun in Logan's right hand.[4] Munoz yelled, "Drop the gun!" Logan did not comply. In fear for their lives, Munoz and Wilson fired their service weapons at Logan.

Logan was struck by gunfire and slumped onto debris piled on the floor of the garage. As Sergeant Wilson and Deputy Munoz pulled Logan off the debris, Munoz observed a small caliber semiautomatic firearm fall from his person toward the east wall.

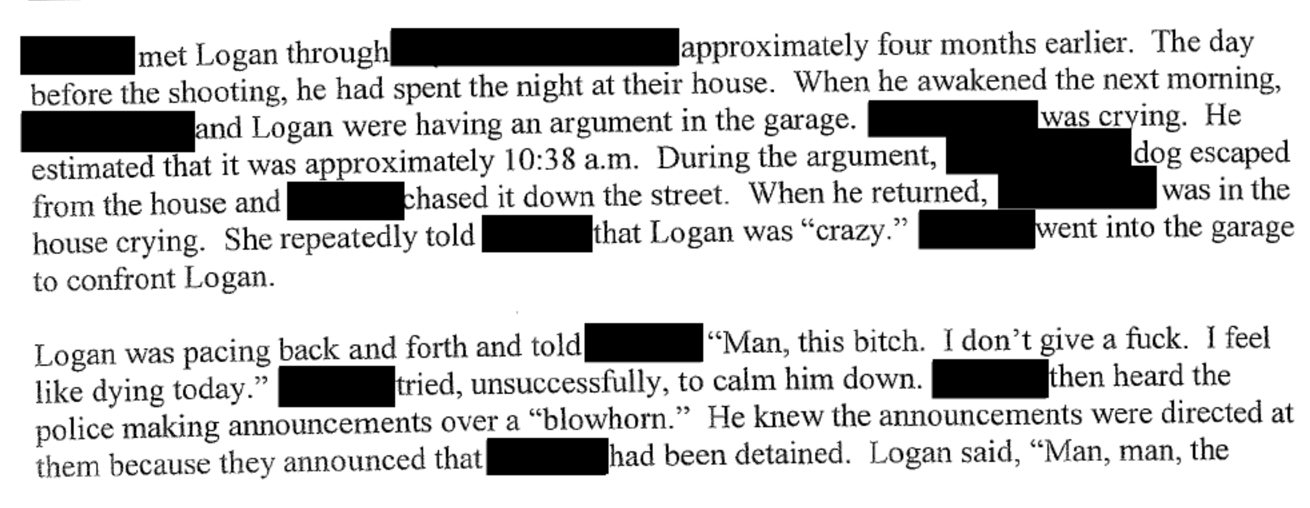
Los Angeles County Fire Department personnel were called to the scene to administer first aid. Logan was transported to Antelope Valley Hospital and was pronounced dead at 12:37 p.m. by Dr. Gertz.

Firearm Evidence

A .25 caliber semiautomatic firearm was recovered one foot from the east wall of the garage. The safety was off and the hammer was down. It had one .25 auto round stamped "R-P" in the chamber and six identical rounds in the magazine.

A "R-P" .25 auto casing was recovered in the doorway of the garage door.

DNA recovered from the hammer and handle of the firearm matched the DNA profile of Darrell Logan. Additionally, blood recovered from the weapon matched Logan's DNA profile.



Statement of [redacted]

[redacted] met Logan through [redacted] approximately four months earlier. The day before the shooting, he had spent the night at their house. When he awakened the next morning, [redacted] and Logan were having an argument in the garage. [redacted] was crying. He estimated that it was approximately 10:38 a.m. During the argument, [redacted] dog escaped from the house and [redacted] chased it down the street. When he returned, [redacted] was in the house crying. She repeatedly told [redacted] that Logan was "crazy." [redacted] went into the garage to confront Logan.

Logan was pacing back and forth and told [redacted] "Man, this bitch. I don't give a fuck. I feel like dying today." [redacted] tried, unsuccessfully, to calm him down. [redacted] then heard the police making announcements over a "blowhorn." He knew the announcements were directed at them because they announced that [redacted] had been detained. Logan said, "Man, man, the

4 Wilson was standing on the right (south) side of the door and was able to see the gun in Logan's hand before Munoz .

police is here and I'm on parole, I'm gonna go back for nine years." By this time, the police were shaking the garage door. Logan repeatedly told [redacted] "I'm not going back man, they are going to give me nine years." [redacted] who had been on parole in the past, felt bad for Logan and did not unlock the door.[5]

[redacted] was facing the door when a deputy broke it open with a battering ram. As the door flew open, he heard what sounded like a gunshot. He assumed that the deputies had fired a rubber bullet at Logan or used a flash bang device because he saw smoke in front of the door. He did not see what Logan was doing when it opened. The deputies ordered them to put their hands in the air and ordered Logan to turn around. [redacted] complied and repeatedly told the deputies, "Sir, I got my hands up." Logan turned toward the east wall and raised his hands to shoulder level.

At that point, Logan turned slightly to his right toward [redacted] and said, "Man, I'm not, fuck that man, I'm not going back. They going to have to take me out, I'm not going back." [redacted] told the deputies not to listen to Logan and yelled at Logan to put his hands up. [redacted] could not see the front of Logan's body because his back was turned toward him. Logan repeatedly mumbled under his breath, "Fuck that, I'm not going back." He heard a deputy repeatedly order Logan to put his hands up in the air. [redacted] then heard multiple shots being fired in the garage. He slid to the floor with his hands still in the air. Just before the shots were fired, [redacted] was looking at the deputies and could not see what Logan was doing. After the shooting ended, [redacted] was handcuffed and escorted out the garage. [redacted] said he never saw Logan in possession of a firearm in the garage.

Statement of [redacted]

[redacted] and Logan have been [redacted] for six years. On the morning of October 13, 2011, her [redacted] woke up and began slamming doors throughout the house. She followed him into the garage to find out why he was upset. Logan accused her of "playing games." She asked him to explain but his answers were irrational. When she told him she was leaving, he threatened to kill himself. [redacted] told investigators that Logan had threatened to kill himself on six or seven prior occasions but had never followed through. He was currently under the care of a psychiatrist and was taking medication for depression.

[redacted] left the garage and heard a single gunshot. Afraid, she ran into the house and told [redacted] what had happened. [redacted] went into the garage to talk to Logan. A short time later deputies arrived at the house. She admitted lying to the deputies about the argument and gunshot when she was detained. While seated in the backseat of a patrol car she heard the multiple announcements ordering Logan and [redacted] out of the garage. She observed deputies force the garage door open followed by yelling and gunshots. When investigators advised her that her [redacted] was deceased, [redacted] asked, "Why did he want to die?"

[5] [redacted] told investigators that during this time Logan dropped some coins on the garage floor. He heard a deputy standing outside the door say, "I heard some coins."

Autopsy Report

Los Angeles County Deputy Medical Examiner Kevin Young, M.D., conducted the autopsy on October 18, 2011. He ascribed the cause of death to multiple gunshot wounds. All of the gunshot wounds entered the right back side of the body. The toxicology report revealed that Logan's blood tested positive for the presence of marijuana. Logan also had a 0.08% blood alcohol level.

Criminal Record

[redacted]

CONCLUSION

The use of deadly force in self-defense or in defense of another is justifiable if the person claiming the right actually and reasonably believed (1) that he or the person he was defending was in imminent danger of being killed or suffering great bodily injury, (2) that the immediate use of force was necessary to defend against that danger, and (3) that he used no more force than was reasonably necessary to defend against that danger.
[See *California Criminal Jury Instructions—CALCRIM 505*]

The evidence examined in this investigation shows that the actions of Darrell Logan placed Sergeant Wilson and Deputy Munoz in actual, imminent danger of death or great bodily injury. They heard a gunshot coming from inside the garage when the door was forced open. There were only two people in the garage. [redacted] had both hands visible above his head while Logan's hands were concealed in front of his body. Logan refused multiple commands to show his hands. Instead, he announced to [redacted] that he was "going out" and turned toward the deputies. As he turned, Wilson and Munoz saw a semiautomatic firearm in his hand. Although [redacted] never saw the firearm, at the time of the shooting he was facing the deputies and could not see Logan. The deputies responded with deadly force and ended the threat.

We find that Sergeant Russell Wilson and Deputy Gustavo Munoz acted in lawful self-defense and defense of others. We are therefore closing our file and will take no further action in this matter.

Very truly yours,

STEVE COOLEY
District Attorney

By Deborah Escobar Delport

DEBORAH ESCOBAR DELPORT
Deputy District Attorney
(213) 974-3888

c: Sergeant Russell Wilson #[redacted]
Deputy Gustavo Munoz #[redacted]

Los Angeles County Sheriff's Department
Officer Involved Shooting

Report Date: 10/13/2011	Bureau/Station/Facility: FOR 1/ Palmdale Station	Admin. Invest.? ☐	Hit? ☒

Incident Information

URN: 011-15119-2608-013	Date: 10/13/2011 Time: 1140 Hours
City or Station: Palmdale Station	Nature of Incident: Station receives 911 call from third party. Informant heard male and female neighbor screaming at each other. Informant heard female neighbor say, "Don't shoot me," then heard one gunshot. Deputies contact female at location who said nothing had occurred. Deputies do protective sweep of house and find suspect in garage with gun. Deputies order suspect to drop gun. Suspect points gun at deputies. Deputies fire and hit suspect. Suspect deceased.
Location: [redacted] Heather Avenue, Palmdale	

Location Type (*circle one or more*): Backyard, Beach, Business, Freeway, Industrial, Park, Parking Lot, (Residence), Rural, School, Street, Other: ______

Lighting (*circle only one*): Darkness, (Daylight), Other, Street Lights

Weather (*circle only one*): (Clear), Cloudy, Fog, Rain

Distance:

Incident Type (*circle one or more*): Accidental, (Armed Person), Fleeing Suspect, Foot Pursuit, Gun Take Away, Moving Vehicle, Sniper/Ambush, Startle, Struggle Involved, Traffic Stop, Unarmed Person, Unintentional, Vehicle Pursuit, Warrant Service, Warning Shot, Other: ______

Initiated by (*circle only one*): Arrest Warrant, (Call), Observation, One Person Unit, Other, Search Warrant, Two Person Unit

Prior Activity (*circle only one*): Detective, Inmate Transport, Other, (Routine Patrol)

Total # of Shots Fired by Deputy: 15

Total # of Shots Fired by Suspect: 1

Aero Unit? ☐ Canine Unit? ☐

Employee Witnesses

Employee #	Last Name	First Name	M.I.	ShiftTime (*circle only one*)	ShiftType (*circle only one*)
[redacted]	Lasley	Jason	L	EM PM (Day)	(Regular) Overtime Off Duty
[redacted]	Shaffer	Todd	W	EM PM (Day)	(Regular) Overtime Off Duty
[redacted]	Nagel	Andrew	S	EM PM (Day)	(Regular) Overtime Off Duty

Non-Employee Witnesses

Last Name [redacted]		First Name [redacted]		M.I.
Street Address [redacted]	City [redacted]	Zip Code [redacted]	Work Ph	Home Ph [redacted]
Last Name		First Name		M.I.
Street Address	City	Zip Code	Work Ph	Home Ph
Last Name		First Name		M.I.
Street Address	City	Zip Code	Work Ph	Home Ph

Supervisors

Employee #	Last Name	First Name	M.I	(*circle one or more*)
[redacted]	Nagel	Andrew	S	(On Duty) (Witness to shooting) (Present during shooting) Involved in shooting
				On Duty Witness to shooting Present during shooting Involved in shooting

Watch Sergeant

Employee #	Last Name	First Name	M.I.
[redacted]	Ybarra	Juan Carlos	M

Watch Commander

Employee #	Last Name	First Name	M.I.
[redacted]	Wright	Ken	F

PSTD Use Only

SH # ______

SH-R-438A rev. 3/07

See Reverse

Officer Involved Shooting

URN: 011-15119-2608-013

Rollout Information

Arrival Date	Arrival Time	Date Submitted	Date of Recommendation
10-13-11	1415	12-04-12	

Employee #	Last Name	First Name	M.I
[redacted]	Fredericks	Stefanie	R
[redacted]	Graham	Scott	A
[redacted]	Rossi	John	E

Shooting / Force Information

Method

(AW) Arwen
(BC) Baton:(Control)
(BI) Baton:(Impact)
(BF) Bodily Fluids
(CN) Canine
(CR) Carotid Restraint
(CH) Choke Hold
(CT) Control Holds:(Control Techniques)
(TT) Control Holds:(Team Takedown)
(TD) Control Holds:(Takedown)
(CE) Chemical
(OC) Chemical Agents (OC Spray)
(TG) Chemical Agents (Tear Gas)
(EX) Explosives
(FH) Firearm (Handgun)
(FR) Firearm (Rifle)
(FS) Firearm (Shotgun)
(FO) Firearm (Other)
(FB) Flashbang
(FL) Flashlight
(OE) Other Weapon: Edged
(OV) Other Weapon: Vehicle
(OB) Other Weapon: Blunt Object
(OO) Other Weapon: Other
(PK) Personal Weapon: Feet/Leg: (Kick)
(PS) Personal Weapon: Feet/Leg: (Sweep)
(PH) Personal Weapon (Hand/Arm)
(PP) Personal Weapon (Push)
(PO) Personal Weapon (Other)
(RS) Resistance
(CN) Restraint Device (Capture Net)
(RH) Restraint Device (Handcuffs)
(HB) Restraint Device:Hobble (Legs Only)
(TP) Restraint Device:Hobble (TARP)
(RE) Restraint Device: REACT Belt
(SP) Sap
(SH) Shield
(SG) 37mm Stinger
(SB) Sting Ball
(ST) Stun Bag
(TR) Taser
(UC) Uncooperative

Type of Injury

(AB) Abrasion
(BR) Bruise
(BU) Burn
(CP) Complaint of Pain
(CO) Concussion
(DH) Death
(DI) Dislocation
(DB) Dog Bite
(FR) Fractures
(GS) Gunshot
(HB) Human Bite
(LC) Lacerations
(ND) Nerve Damage
(OD) Organ Damage
(PA) Paralysis
(PW) Puncture Wound
(SD) Soft Tissue Damage
(ST) Sprain/Twists
(UN) Unconscious

(RM) Refused Med Treatment

(NN) NONE

Body Part Injured

(AD) Abdomen
(AK) Ankle
(AR) Arm
(BK) Back
(BT) Buttocks
(CH) Chest
(EL) Elbow
(FA) Face
(FE) Feet
(FI) Fingers
(GE) Genitals
(GR) Groin
(HD) Hand
(HE) Head
(HI) Hip
(IN) Internal
(KN) Knees
(LE) Leg
(NK) Neck
(SH) Shoulder
(WR) Wrist

Brand

(AK) AK-47
(BN) Benelli
(BR) Beretta
(BW) Browning
(CH) Charter Arms
(CO) Colt
(DA) Davis Industries
(GL) Glock
(HA) Harrington & Richardson
(HI) Hi Standard
(HK) H & K
(IT) Ithica
(IV) Iver Johnson
(JE) Jennings
(LO) Lorcin
(LU) Luger
(MA) Marlin
(MO) Mossberg
(NC) NCI aka SKS
(NA) North American
(NO) Norinco
(RA) Raven
(RM) Remington
(RG) RG
(RI) RGI
(RO) Rossi
(SW) Smith & Wesson
(SR) Sturm Ruger
(ST) Sterling
(TA) Taurus
(WE) Weatherby
(WN) Winchester
(US) US Government
(YY) Handmade (Inmate)
(XX) Homemade (Non-Inmate)
(ZZ) Other Brand

Caliber

(9) 9 mm
(10) 10 mm
(12) 12 guage
(20) 20 guage
(21) .22-250
(22) .22 caliber
(23) .223 caliber
(24) .243 caliber
(25) .25 caliber
(30) .308 caliber
(35) .357 caliber
(36) 30-60 caliber
(38) .38 caliber
(40) .40 caliber
(41) .410 guage
(44) .44 caliber
(45) .45 caliber
(50) 50 mm
(SL) Slug
(WW) Other caliber

FORCE APPLIED *(one code per block)*

Used By (E# or S#)	Used Against (E# or S#)	Method (Code)	Brand (Code)	Caliber (Code)	Authorized Weapon? (Y/N)	Authorized Ammunition? (Y/N)	Type of Injury (Code)	Body Part (Code)
S1	E1	UC	ZZ	25				
S1	E2	UC	ZZ	25				
E1	S1	FH	BR	9	Y	Y	GS	CH
E2	S1	FH	BR	9	Y	Y	GS	CH

Officer Involved Shooting
Involved Employee Information

URN: 011-15119-2608-013

Involved Employee

E 1

Employee # [redacted]	Last Name: Wilson	First Name: Russell	M.I.: B
Sex: M Race: W	Rank: Sergeant	Unit Assignment: OSSB	Work Assignment (Unit #, Module, etc.): 260GS
ShiftTime (*circle only one*): EM PM **Day**	ShiftType (*circle only one*): **Regular** Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case #: / Interviewed? ☒
Hrs of sleep prior to shooting: 7-8	Duty Time (hrs): [redacted]	Clothing (*circle only one*): Plain Clothes no Vest; **Raid Jacket w/ Vest**; Plain Clothes w/ Vest; Uniform no Vest; Raid Jacket no Vest; Uniform w/ Vest	Other Factors:
Age: [redacted] Height: 6-00 Weight: 185			
Range Qualification Date: [redacted]	PPC Qualification Date: [redacted]		Laser Training Date: [redacted]
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted]	Prior Shootings? [redacted] Number of Prior Shootings: [redacted] Directed Force: [redacted]
Weapons Fired Brand: Beretta Caliber: 9MM # Shots: 6		Weapons Fired Brand: Caliber: # Shots:	
Field Training Officer Emp #	Last Name [redacted]	First Name [redacted]	M.I.
Field Training Officer Emp #	Last Name [redacted]	First Name [redacted]	M.I.

E 2

Employee # [redacted]	Last Name: Munoz	First Name: Gustavo	M.I.: R
Sex: M Race: H	Rank: Deputy	Unit Assignment: FOR 1 / Palmdale	Work Assignment (Unit #, Module, etc.): 264 Days
ShiftTime (*circle only one*): EM PM **Day**	ShiftType (*circle only one*): **Regular** Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case #: / Interviewed? ☒
Hrs of sleep prior to shooting: 7	Duty Time (hrs): [redacted]	Clothing (*circle only one*): Plain Clothes no Vest; Raid Jacket w/ Vest; Plain Clothes w/ Vest; Uniform no Vest; Raid Jacket no Vest; **Uniform w/ Vest**	Other Factors:
Age: [redacted] Height: 5-11 Weight: 195			
Range Qualification Date: [redacted]	PPC Qualification Date: 02-07-11		Laser Training Date: [redacted]
Certified with Weapon Used? [redacted]	Patrol Certification? [redacted]	Certification Unit: [redacted]	Prior Shootings? [redacted] Number of Prior Shootings: [redacted] Directed Force: [redacted]
Weapons Fired Brand: Smith & Wesson Caliber: 9MM # Shots: 9		Weapons Fired Brand: Caliber: # Shots:	
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]
Field Training Officer Emp # [redacted]	Last Name [redacted]	First Name [redacted]	M.I. [redacted]

E __

Employee #	Last Name	First Name	M.I.
Sex: Race:	Rank:	Unit Assignment:	Work Assignment (Unit #, Module, etc.):
ShiftTime (*circle only one*): EM PM Day	ShiftType (*circle only one*): Regular Overtime Off Duty	Intoxication/Drug Usage? ☐	Substance Used:
Hospital Admission? ☐	Hospital Name:	Coroner Case? ☐	Coroner Case #: / Interviewed? ☐
Hrs of sleep prior to shooting:	Duty Time (hrs):	Clothing (*circle only one*): Plain Clothes no Vest; Raid Jacket w/ Vest; Plain Clothes w/ Vest; Uniform no Vest; Raid Jacket no Vest; Uniform w/ Vest	Other Factors:
Age: Height: Weight:			
Range Qualification Date:	PPC Qualification Date:		Laser Training Date:
Certified with Weapon Used? ☐	Patrol Certification? ☐	Certification Unit:	Prior Shootings? ☐ Number of Prior Shootings: Directed Force: ☐
Weapons Fired Brand: Caliber: # Shots:		Weapons Fired Brand: Caliber: # Shots:	
Field Training Officer Emp #	Last Name	First Name	M.I.
Field Training Officer Emp #	Last Name	First Name	M.I.

See Other Side

Officer Involved Shooting
Suspect Information

URN: 011-15119-2608-013

Suspect Information

S 1

Last Name: Logan	First Name: Darrell	M.I.: L
AKA Last Name:	First Name:	M.I.:
Sex: M Race: B	Street Address: [redacted] City [redacted]	State & Zip Code: [redacted]
Work Phone:	Home Phone:	Social Security #:
Driver's License #: [redacted]		
Age: 32 D.O.B. 03-28-79	Height: 5-11 Weight: 160	FBI #
CII # [redacted]		
Booking #	Primary Charge:	Secondary Charge:
Coroner Case? ☒	Coroner Case # 2011-06709	Intoxication/Drug Usage? ☐
Substance Used:		
Armed? ☒	Apprehended? ☐	Mental Illness? ☐
Criminal History? [redacted]		
Vehicle Make	Model:	Year:

S__

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.
Sex: Race:	Street Address: City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:
Driver's License #:		
Age: D.O.B.	Height: Weight:	FBI #
CII #		
Booking #	Primary Charge:	Secondary Charge:
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐
Substance Used:		
Armed? ☐	Apprehended? ☐	Mental Illness? ☐
Criminal History? ☐		
Vehicle Make	Model:	Year:

S__

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.
Sex: Race:	Street Address: City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:
Driver's License #:		
Age: D.O.B.	Height: Weight:	FBI #
CII #		
Booking #	Primary Charge:	Secondary Charge:
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐
Substance Used:		
Armed? ☐	Apprehended? ☐	Mental Illness? ☐
Criminal History? ☐		
Vehicle Make	Model:	Year:

S__

Last Name	First Name	M.I.
AKA Last Name	First Name	M.I.
Sex: Race:	Street Address: City	State & Zip Code:
Work Phone:	Home Phone:	Social Security #:
Driver's License #:		
Age: D.O.B.	Height: Weight:	FBI #
CII #		
Booking #	Primary Charge:	Secondary Charge:
Coroner Case? ☐	Coroner Case #	Intoxication/Drug Usage? ☐
Substance Used:		
Armed? ☐	Apprehended? ☐	Mental Illness? ☐
Criminal History? ☐		
Vehicle Make	Model:	Year:

See Other Side

INVESTIGATIVE SUMMARY
DEPUTY INVOLVED SHOOTING: HIT
SH# 2298829
URN 011-15119-2608-013

DATE / TIME / LOCATION

Thursday, October 13, 2011
1140 Hours
[redacted] Heather Ave, Palmdale

Deputies responded to the location regarding a "shots fired" call. The informant (neighbor) in the call stated she heard a female screaming and then reported hearing a gunshot.

Sergeant Wilson along with deputies from Palmdale Station arrived on scene and contained the location. They ordered the occupants of the location to come outside and detained a female adult. The female denied hearing a gunshot and told deputies that no one else was inside the location. Due to the nature of the call, deputies conducted a protective sweep of the interior of the location and did not locate any victims.

As deputies were exiting the location, they heard noises coming from inside an attached garage. Deputies identified themselves and knocked on a pedestrian door that was located on the west side of the garage. They ordered the individuals inside the garage to exit. Deputies did not receive compliance and instead heard people moving around inside the garage.

Sergeant Wilson along with Deputies Munoz, Lasley, Solis, Phillips, Bonilla, and Sergeant Nagel, positioned themselves on opposite sides of each other and decided to breach the door to look for potential victims. As the door came open, they heard one gunshot coming from inside the garage. Sergeant Wilson and Deputy Munoz could see Suspect Logan standing near the east wall of the garage, next to a large box, with his back toward them. They also saw another individual standing near the south portion of the garage. Sergeant Wilson and Deputy Munoz ordered Suspect Logan to show his hands, which were concealed in front of his body. Suspect Logan did not comply with Sergeant Wilson and Deputy Munoz' commands. Instead, Suspect Logan began turning to his right. Both Sergeant Wilson and Deputy Munoz saw Suspect Logan holding a handgun in his right hand as he turned toward them. Fearing for their safety and the safety of the other individual inside the garage, Sergeant Wilson fired six rounds and Deputy Munoz fired nine rounds at Suspect Logan.

Suspect Logan fell behind a large box located along the east wall of the garage. He sustained multiple gunshot wounds to his upper torso. He was transported to Antelope Valley Hospital where he was pronounced dead.

Suspect Logan's weapon, a "Phoenix Arms, HP25A" .25 caliber semiautomatic handgun, which was loaded, was recovered from the scene. Additionally, fourteen expended 9mm shell

casings, and one .25 caliber shell casing, were recovered.

The other individual inside the garage was not injured and was interviewed as a witness to the incident.

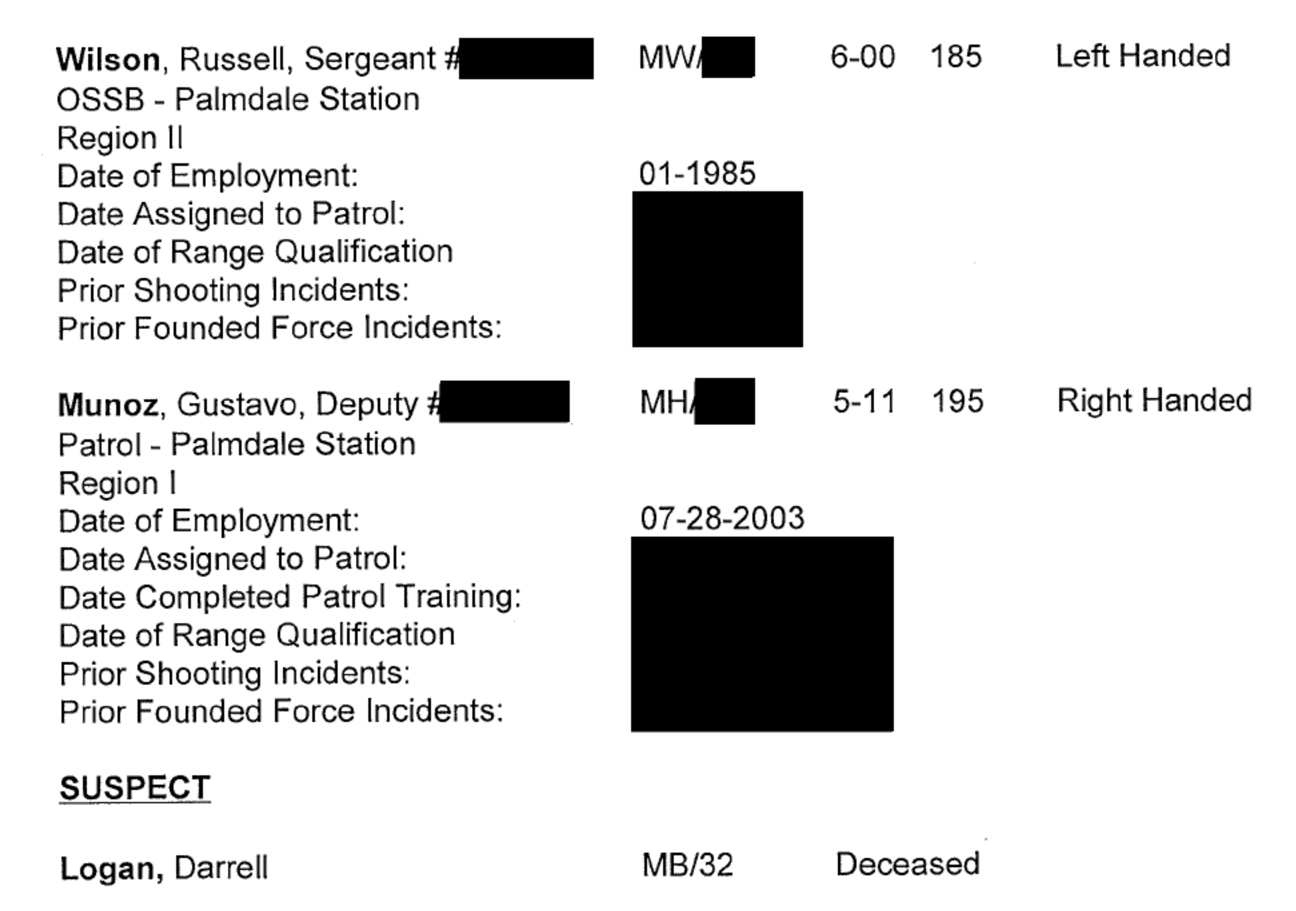
The incident was documented on a Sheriff's Crime Report, bearing File Number 011-15119-2608-013. The investigation was handled by Homicide Bureau Personnel.

Internal Affairs Bureau Lieutenant Stefanie Fredericks was notified. She, along with Sergeants Scott Graham and John Rossi, responded to the location to conduct an administrative review of the incident. The following review is based on written documentation, interviews of witnesses, and involved deputies.

IAB SHOOTING / FORCE TEAM

Lieutenant Stefanie Fredericks, Sergeant Scott Graham, and Sergeant John Rossi.

INVOLVED PERSONNEL



Wilson, Russell, Sergeant #[redacted]	MW/[redacted]	6-00	185	Left Handed
OSSB - Palmdale Station				
Region II				
Date of Employment:	01-1985			
Date Assigned to Patrol:	[redacted]			
Date of Range Qualification				
Prior Shooting Incidents:				
Prior Founded Force Incidents:				

Munoz, Gustavo, Deputy #[redacted]	MH/[redacted]	5-11	195	Right Handed
Patrol - Palmdale Station				
Region I				
Date of Employment:	07-28-2003			
Date Assigned to Patrol:	[redacted]			
Date Completed Patrol Training:				
Date of Range Qualification				
Prior Shooting Incidents:				
Prior Founded Force Incidents:				

SUSPECT

Logan, Darrell MB/32 Deceased

The Consolidated Criminal History System revealed Suspect Logan [redacted]

[redacted]

IAB NOTE: Suspect Logan's Criminal History Report is included in this case book. See **Exhibit A, page 282**.

<u>EMPLOYEE WITNESSES</u>

Deputy Marcus Phillips, #[redacted]
Deputy Juan Bonilla, #[redacted]
Deputy Marcos Solis, #[redacted]
Deputy Jason Lasley, #[redacted]
Deputy Todd Shaffer, #[redacted]
Sergeant Andrew Nagel, #[redacted]

<u>NON-EMPLOYEE WITNESSES</u>



[redacted] MB / [redacted]
[redacted]

[redacted] AKA: [redacted] FB / [redacted]
[redacted]

IAB NOTE: Several of the neighboring houses were canvassed for potential witnesses. None of the persons contacted saw the incident; several heard it. Their statements are documented on multiple supplemental reports. See **Exhibit A, pages 14, 15, 18-21.**

<u>INJURIES</u>

<u>Suspect Logan</u>:

Sustained multiple gunshot wounds to his body.

<u>Deputy Personnel</u>:

None.

PHYSICAL EVIDENCE

14 expended 9MM casings and one .25 caliber casing were found in the garage.

> **IAB NOTE:** For a complete listing of physical evidence collected at the scene, see **Exhibit A, pages 28- 40.**

DISTANCE

Fifteen to twenty feet.

INVESTIGATOR OBSERVATIONS

On October 13, 2011, the Internal Affairs Bureau's Force and Shooting Response Team responded to the City of Palmdale regarding a deputy involved hit shooting. The team consisted of Lieutenant Stefanie Fredericks, and Sergeants Scott Graham and John Rossi. Attorney Walter Katz of the Office of Independent Review also responded.

> **IAB NOTE:** IAB Lieutenant Stefanie Fredericks checked to see that the Watch Commander, Lieutenant Wright, took reasonable steps to ensure the involved and witness personnel did not discuss the incident among themselves or with uninvolved persons prior to being interviewed by the assigned investigators, and that the involved and witness personnel did not collectively consult with their attorney or representative. In addition, IAB Lieutenant Stefanie Fredericks ensured the Watch Commander had the involved and witness personnel gather in the company of a supervisor until they have provided a statement to the assigned investigators.

Upon their arrival, they learned that there was an active command post and containment of the crime scene area. Investigators learned of the series of events which occurred, culminated into a deputy involved, hit shooting, involving Sergeant Russell Wilson and Deputy Gustavo Munoz. The personnel involved in the shooting were a uniformed patrol deputy, and a uniformed sergeant.

The criminal investigation was handled by Homicide Bureau Sergeants John Fredendall, and Ken Clark. They entered the crime scene with Sheriff's Crime Lab Personnel. They documented their actions and findings on Supplemental Reports. See **Exhibit A, pages 38-62.**

> **IAB NOTE:** Photographs of the scene are included in this case book. **See Exhibit D.** A sketch of the scene is also included, **See Exhibit A, pages 198-199.**

REVIEW OF RADIO TRANSMISSIONS

DISPATCH 15

Internal Affairs Investigator Scott Graham reviewed the radio broadcast during the incident. On the recording at (1118:07 Hours), SCC voices a call that is a Code 3, Possible 245 Just Occurred, 923. SCC advises the location, and states the nature of the call. At (1118:50 Hours), Unit 264A advises he is two minutes away. Unit 264 advises he is one minute away. At (1119:00 Hours), Unit 264 is told to respond Code 3. At (1119:10 Hours), Unit 264A is also told to respond Code 3. At (1122:00 Hours), 264A asks if an Aero unit was available. At (1122:20 Hours), SCC advises there is no Aero unit available. At (1148:00 Hours), 264A advises 998. At (1148:05 Hours), 264A again advises 998, coordinates units to maintain the rear, and has enough units at the location. At (1148:20 Hours), a unit advises to have Fire roll and stage at Ave R-8 / 30th Street East. At (1148:30 Hours), SCC acknowledges 264A 998 and ask the location. At (1148:39 Hours), a unit advises the address, to roll 902R, there is enough units on scene, and for fire to stage at 30th / R-8 until they tell them to roll in. At (1149:00 Hours), SCC advises "902R, any injuries to the deputies?" A unit advises "not at this time." SCC asks if there is a "Sam" unit on scene. The deputy advises there is. At (1150:09 Hours), a unit advises they do not need any one rolling Code 3 to the location. At (1150:08 Hours), a unit advises on Metro, for SCC to have Fire roll in. At (1151:10 Hours), a unit asks if additional units are needed. A unit on scene advises that no more units are needed. At (1151:40 Hours), a unit begins directing the containment of a crime scene. At (1155:08 Hours), a unit advises AMR is on scene. A unit advises to let them, and Fire in.

IAB NOTE: At the same time, other priority calls are also being dispatched on 15, and calls are being coordinated on the Metro channel.

IAB NOTE: It was learned that the radio traffic included in this case book is both from Dispatch 15, and the Metro channel. This summary of radio traffic is taken from both channels.

IAB NOTE: Recording of Dispatch 15 emergency radio traffic is included in this case book. See **Exhibit C**.

METRO CHANNEL

At (1120:27 Hours), Unit 264A begins coordinating the call. Several units acknowledged with ETA's. Units are assigned locations, and begin acknowledging they are set up. At (1125:47 Hours), 264A advises that they are still trying to locate the exact location. At (1127:00 Hours), units are still unable to locate the exact house, however they begin to tighten up the containment. At (1133:18 Hours), a unit asked the desk to confirm they are at the correct location. At (1133:28) Hours, the desk re-advises the description of the location. At (1133:37 Hours), the same unit advises that there are two houses matching the description four houses apart, and asks for more clarification. At (1133:56 Hours), the desk advises the house only

has one dark colored car in the driveway with the tree that looks dead. At (1134:20 Hours), a unit asks where the informant on the call is to make contact. At (1134:35 Hours), the desk gives the address of the informant. At (1134:50 Hours), the unit asks the desk to have the informant step out because he is in front of their house. At (1135:18 Hours), a unit gives the exact location of the call with a description of the house. At (1135:35 Hours), a unit confirms with the informant on the call they are at the correct location. At (1135:57 Hours), a unit provides updated information from the informant. At (1141:44 Hours), a unit advises Palmdale desk they are making entry to the location.

LIGHTING AND WEATHER CONDITIONS

It was a clear, sunny day when the incident occurred (1141 hours).

WEAPONS USED BY DEPUTY PERSONNEL

Sergeant Wilson:

Service Weapon Type:	Beretta 92 FS 9 millimeter Semi-Automatic
Rounds Fired:	Six
Type of Ammunition Used:	Department Issued Luger (Win) Ranger SXT 147gr.
Date Employee Last Qualified:	[redacted]

IAB NOTE: An examination of Sergeant Wilson's firearm by Homicide detectives indicated he had shot a total of six rounds. Fourteen expended, 9 MM casings were recovered at the scene. **See Exhibit A, pages 28-29**. The firearm was tested by Sheriff's firearms examiners and found to be functional. **See Exhibit A, pages 181-182.**

Deputy Munoz:

Service Weapon Type:	Smith & Wesson M&P 9 millimeter Semi-Automatic
Rounds Fired:	Nine
Type of Ammunition Used:	Department Issued Luger (Win) Ranger SXT 147gr.
Date Employee Last Qualified:	[redacted]

IAB NOTE: An examination of Deputy Munoz's firearm by Homicide detectives indicated he had shot a total of nine rounds. Fourteen expended, 9 MM casings were recovered at the scene. **See Exhibit A, pages 28-29**. The firearm was tested by Sheriff's firearms examiners and found to be functional. **See Exhibit A, pages 181-182.**

IAB NOTE: Homicide investigators determined that 15 9MM rounds were fired, only 14 shell casing were recovered in the crime scene.

WEAPONS USED BY SUSPECT

.25 Caliber Semi-Auto pistol.

> **IAB NOTE:** One .25 caliber expended casing was recovered from inside the garage. **See Exhibit A, pages 28 and 32.**

PROPERTY DAMAGE

None

CRIMINAL INVESTIGATOR / CHARGES FILED

Investigators:Homicide Bureau - Sergeants John Frededall and Ken Clark.

Charges: None filed.

INVOLVED EMPLOYEE STATEMENTS

Involved Sergeant Russell Wilson was interviewed by Homicide Bureau Sergeants John Fredendall and Ken Clark at Palmdale Station on October 13, 2011, at 1707 hours. The interview was audio-recorded.

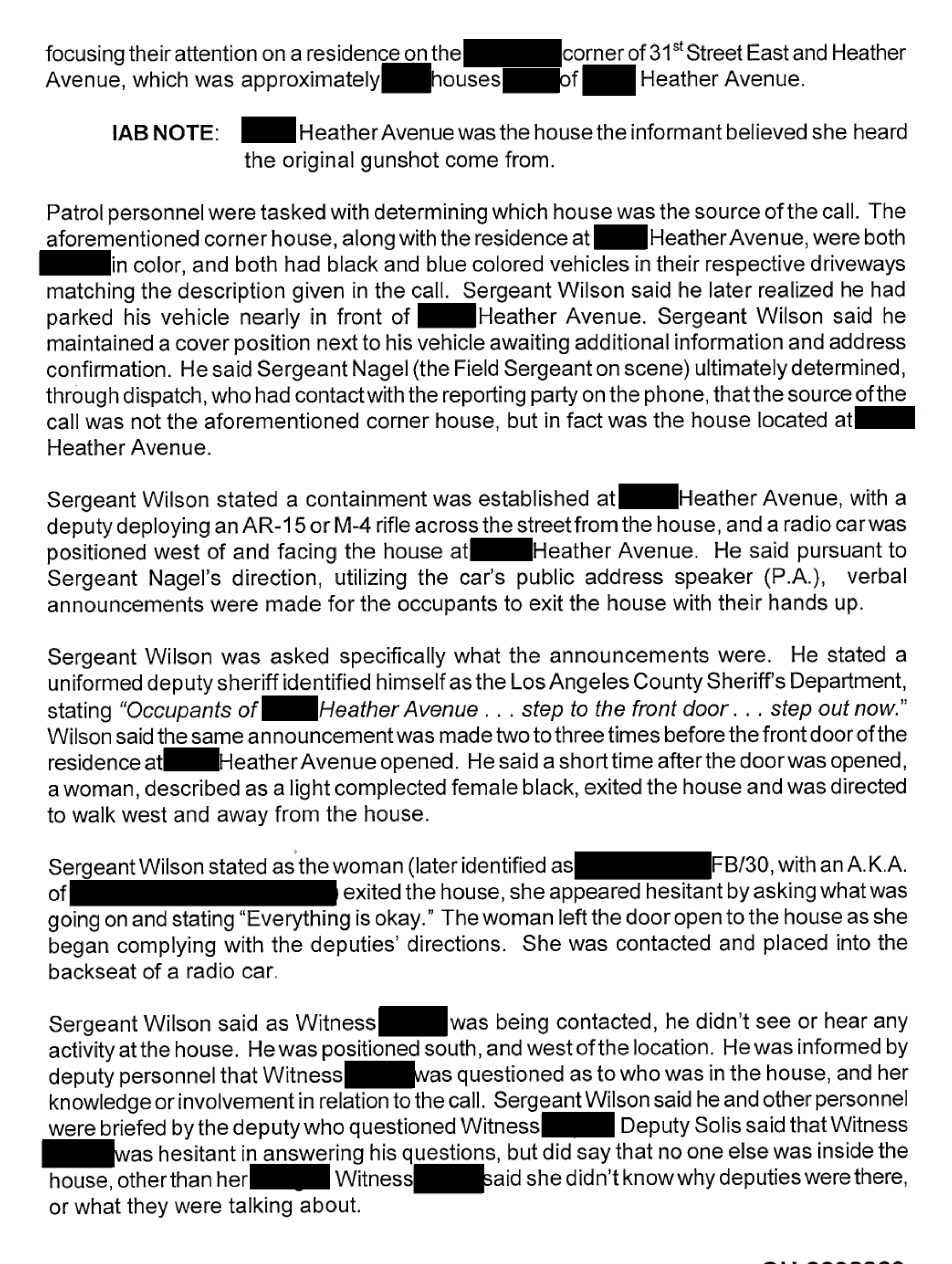
Sergeant Wilson elected to talk with investigators without Attorney representation. Sergeant Wilson said he was currently assigned to Palmdale Station as an Operation Safe Streets Bureau Sergeant, and supervised a Gang Enforcement Team in the city of Palmdale.

Sergeant Wilson told investigators that at approximately 1100 hours, he was inside his office at the Palmdale Sheriff's Station when he heard a radio call of an assault with a deadly weapon, just occurred, call dispatched. He said the information voiced by S.C.C. was a shot had been fired, and a woman was heard screaming. Approximately 30-40 seconds later, he heard the call updated to reflect a woman was heard screaming, "Don't shoot me," coming from a [redacted] colored residence, with a black or blue vehicle in the driveway.

Sergeant Wilson said he started responding to the call. While en-route to the call, he didn't remember hearing any additional updates regarding the call, due to other priority / emergent calls for service being broadcast over the radio in the city of Lancaster, and Palmdale.

> **IAB NOTE:** During the time of this call, several other priority and emergent calls from Palmdale, and Lancaster Stations was taking place.

He stated that while responding to the call, he didn't know the exact address, but followed another Sheriff's vehicle to the scene. He said when he arrived on Heather Avenue, there were approximately 5-6 patrol vehicles already on the scene. The patrol personnel were



focusing their attention on a residence on the [redacted] corner of 31st Street East and Heather Avenue, which was approximately [redacted] houses [redacted] of [redacted] Heather Avenue.

> **IAB NOTE:** [redacted] Heather Avenue was the house the informant believed she heard the original gunshot come from.

Patrol personnel were tasked with determining which house was the source of the call. The aforementioned corner house, along with the residence at [redacted] Heather Avenue, were both [redacted] in color, and both had black and blue colored vehicles in their respective driveways matching the description given in the call. Sergeant Wilson said he later realized he had parked his vehicle nearly in front of [redacted] Heather Avenue. Sergeant Wilson said he maintained a cover position next to his vehicle awaiting additional information and address confirmation. He said Sergeant Nagel (the Field Sergeant on scene) ultimately determined, through dispatch, who had contact with the reporting party on the phone, that the source of the call was not the aforementioned corner house, but in fact was the house located at [redacted] Heather Avenue.

Sergeant Wilson stated a containment was established at [redacted] Heather Avenue, with a deputy deploying an AR-15 or M-4 rifle across the street from the house, and a radio car was positioned west of and facing the house at [redacted] Heather Avenue. He said pursuant to Sergeant Nagel's direction, utilizing the car's public address speaker (P.A.), verbal announcements were made for the occupants to exit the house with their hands up.

Sergeant Wilson was asked specifically what the announcements were. He stated a uniformed deputy sheriff identified himself as the Los Angeles County Sheriff's Department, stating *"Occupants of* [redacted] *Heather Avenue . . . step to the front door . . . step out now."* Wilson said the same announcement was made two to three times before the front door of the residence at [redacted] Heather Avenue opened. He said a short time after the door was opened, a woman, described as a light complected female black, exited the house and was directed to walk west and away from the house.

Sergeant Wilson stated as the woman (later identified as [redacted] FB/30, with an A.K.A. of [redacted]) exited the house, she appeared hesitant by asking what was going on and stating "Everything is okay." The woman left the door open to the house as she began complying with the deputies' directions. She was contacted and placed into the backseat of a radio car.

Sergeant Wilson said as Witness [redacted] was being contacted, he didn't see or hear any activity at the house. He was positioned south, and west of the location. He was informed by deputy personnel that Witness [redacted] was questioned as to who was in the house, and her knowledge or involvement in relation to the call. Sergeant Wilson said he and other personnel were briefed by the deputy who questioned Witness [redacted] Deputy Solis said that Witness [redacted] was hesitant in answering his questions, but did say that no one else was inside the house, other than her [redacted] Witness [redacted] said she didn't know why deputies were there, or what they were talking about.

Sergeant Wilson said during the briefing, one of the deputy's commented that it was unusual that Witness [redacted] would leave her [redacted] behind in the house, adding that there may be additional people inside the house. Sergeant Wilson said it struck him as odd as well and he felt they needed to confirm the safety of everybody inside the residence. He also said they needed to confirm that no crime occurred inside the house.

Sergeant Wilson said because they had confirmed [redacted] Heather Avenue was the house related to the initial call (woman heard screaming "Don't shoot me!" followed by a gunshot), he believed further investigation was warranted and the house needed to be cleared. Sergeant Wilson told investigators a patrol deputy and Sergeant Nagel designated an entry team to enter and clear the residence. He said the first four men on the entry team were uniformed personnel and two or three additional team members were assigned to fall in behind the first four entry members. Sergeant Wilson said he was assigned as "last man" and directed to handle any emergent radio transmissions. Should there be a confrontation or situation inside the residence requiring additional Department resources, he was responsible for the radio requests.

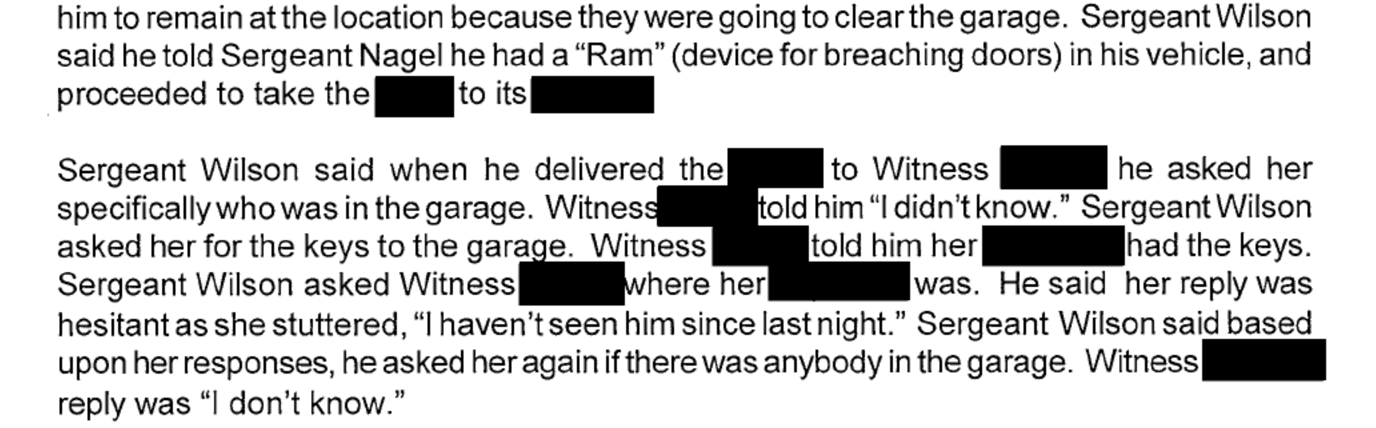
Sergeant Wilson said the entry team assembled and lined up in a single file line along the front of a residence just west of [redacted] Heather Avenue. They deployed from that residence, weapons drawn, and began their approach toward [redacted] Heather Avenue. He said multiple potential threat areas were covered by team members as they made their way to the open main door of the residence. Their approach minimized detection from any threat still inside the residence. Sergeant Wilson said that team members were armed with departmental pistols, one member was armed with an AR-15 or M-4 rifle, and another member possessed a shotgun.

Sergeant Wilson told investigators that as they entered the front door of the residence, deputies entered one by one behind each other, and took tactical cover positions inside the house on the first floor level. He said the first floor was methodically cleared as deputies called out each area that was clear. Sergeant Wilson said team members made their way to the 2nd floor via the stairs in the living room, as he maintained a cover position near the front door of the residence. Sergeant Wilson said he noticed an infant on the couch in the living room area. Deputies cleared the upstairs rooms, and it was determined the interior areas of the house were secure. There was some concern about the uncleared garage.

IAB NOTE: Access to the garage was only available from the outside garage entry door. The was no access form inside the house.

Sergeant Wilson said entry team members concentrated their attention on the attached garage of the residence and the garage was contained. The west facing garage access door was checked and found to be locked. Sergeant Wilson said he opted to move the [redacted] from the couch for the [redacted] safety. He wanted to return the [redacted] to its [redacted] who was seated in the backseat of a radio car.

Sergeant Wilson said as he was removing the [redacted] from the house, Sergeant Nagel asked



him to remain at the location because they were going to clear the garage. Sergeant Wilson said he told Sergeant Nagel he had a "Ram" (device for breaching doors) in his vehicle, and proceeded to take the [redacted] to its [redacted]

Sergeant Wilson said when he delivered the [redacted] to Witness [redacted] he asked her specifically who was in the garage. Witness [redacted] told him "I didn't know." Sergeant Wilson asked her for the keys to the garage. Witness [redacted] told him her [redacted] had the keys. Sergeant Wilson asked Witness [redacted] where her [redacted] was. He said her reply was hesitant as she stuttered, "I haven't seen him since last night." Sergeant Wilson said based upon her responses, he asked her again if there was anybody in the garage. Witness [redacted] reply was "I don't know."

Sergeant Wilson said he went to his vehicle and retrieved the "Ram" from the trunk. As he approached the garage, Deputy Marcus Phillips requested to use the "Ram" and make entry into the garage. Sergeant Wilson agreed and handed Deputy Phillips the Ram. Sergeant Wilson noticed at least four deputies near the west facing garage access door.

Sergeant Wilson reiterated there were numerous public address announcements for the occupants of the house and garage to come out, with no response. He said the garage was attached to the residence by a north common wall. Entrance to the garage is accomplished by use of a separate door adjacent to the house's front door.

Sergeant Wilson said a deputy checked the door again and it was still locked. Deputy Phillips, with a single swing of the ram, knocked the door open. Sergeant Wilson said as the door opened, Deputy Phillips stepped away from the doorway and discarded the ram. Sergeant Wilson said he was positioned on the right side of the doorway, and Deputy Munoz was positioned on the left side of the doorway as they moved up closer to the threshold entry "a shot did ring out." Sergeant Wilson further described that the shot was fired from inside the garage as the door swung open, and nearly simultaneously as Deputy Munoz yelled "let me see your hands."

Sergeant Wilson told investigators he heard Deputy Munoz yell, "Put your hands up" twice. Sergeant Wilson said he initially didn't see who Deputy Munoz was yelling at, because the inside of the garage was pitch black. Sergeant Wilson said he moved forward to get a better vantage point and saw a male black adult, (later identified as Darrell Logan MB/32) wearing dark clothing, walking away from them toward the east wall of the garage. He said Suspect Logan was looking at him, (Wilson) and Deputy Munoz over his right shoulder. Sergeant Wilson said Suspect Logan's body was turned slightly to the right.

Sergeant Wilson said he and Deputy Munoz were yelling at Suspect Logan, "Put your hands up," and "Let's see your hands." They did this twice, and Suspect Logan failed to comply. Sergeant Wilson said he couldn't see Suspect Logan's hands at that time, (indicating Logan's hands were in front of his body and his elbows were bent as if he was clutching something in front of his body).
Sergeant Wilson said Suspect Logan's back was primarily all he could see at that time. He

said Suspect Logan's movement and mannerism was similar to someone who was armed, based upon his training and experience.

Sergeant Wilson stated he and Deputy Munoz were in the doorway of the garage entrance. Sergeant Wilson continued to focus on Suspect Logan. He was concerned by Suspect Logan's unwillingness to comply with their orders to show his hands. It was at that time Sergeant Wilson heard the voice of another individual (later identified as [redacted] MB/33) inside the garage. He said it came from south of where Suspect Logan was standing. Witness [redacted] kept repeating, "My hands are up, don't shoot me." Sergeant Wilson said the presence of another potential threat did startle him.

Sergeant Wilson said when he saw Suspect Logan inside the garage, after the shot was fired, Suspect Logan moved toward the east wall of the garage. His back was toward Sergeant Wilson and Deputy Munoz. Sergeant Wilson said he recognized the sound as a distinct gunshot. He said that by the distinct ring, it wasn't a .9mm or .45 caliber, and not some deputy's .9mm pistol discharging. Sergeant Wilson stated it was apparent to him, the shot was a small caliber weapon that was discharged. His concerns elevated greatly. Sergeant Wilson said he recalled hearing deputy personnel behind them ask if somebody accidently discharged their weapon.

Sergeant Wilson said he heard the voice of a second individual inside the garage, and he attempted to use the west wall at the garage door threshold as cover. Sergeant Wilson said he leaned through the doorway opening and looked in a southeast direction into the garage. He saw a couch, piles of debris, and bags on the garage floor.

Sergeant Wilson told investigators he saw Witness [redacted] crouched down or on his knees. His hands were up and he complied by keeping his hands up. Sergeant Wilson saw that Witness [redacted] wasn't an immediate threat to them. He was very worried about Suspect Logan who wasn't complying with any of the commands he was given. Sergeant Wilson said he kept yelling at Suspect Logan to show his hands. He saw Suspect Logan turn toward Witness [redacted] and began telling him, *"I'm going out homie, I'm going out."*

Sergeant Wilson said he sensed and interpreted Suspect Logan's words as, *"He was going to engage us."* Sergeant Wilson heard Witness [redacted] reply to Suspect Logan, *"No, no, no."* Sergeant Wilson heard Suspect Logan say, *"I'm going out"* as he (Suspect Logan) began turning his body to the right toward them. Suspect Logan's hands were positioned in front of his chest. Sergeant Wilson said as Suspect Logan turned to his right, his arms extended outward. Sergeant Wilson saw a black color handgun in Suspect Logan's right hand. Sergeant Wilson said he placed his laser sight on the axillary portion of Suspect Logan's chest as he screamed, *"Gun, gun, gun."* Sergeant Wilson said there was no doubt in his mind, Suspect Logan was prepared to engage them. Sergeant Wilson perceived Suspect Logan's actions as an immediate threat.

Sergeant Wilson told investigators, Deputy Munoz fired first as Suspect Logan continued to turn toward them. Suspect Logan was now looking over his right shoulder in their direction as

they stood at door entryway. Sergeant Wilson said he fired his duty pistol at Suspect Logan. He described his, and Deputy Munoz' actions as, "Both of us engaged the suspect." Sergeant Wilson reiterated there was no doubt in his mind Suspect Logan was turning toward them, "To shoot it out with us."

Sergeant Wilson stated he initially thought he fired three rounds at Suspect Logan. He later determined he fired a total of six rounds at the suspect. He said Deputy Munoz fired multiple rounds at the suspect. During the encounter, he and Deputy Munoz were standing next to each other, shoulder to shoulder, when they engaged and fired at Suspect Logan. Sergeant Wilson told investigators during the shooting, Suspect Logan turned to his left, back toward the east wall of the garage. He looked at his friend Witness [redacted] and possibly said something to him. Sergeant Wilson said he wasn't sure what was said, if anything at all. Sergeant Wilson described Suspect Logan's movement as he and Deputy Munoz fired at the suspect. He described it as Suspect Logan going down, and slumping forward near the east wall of the garage. Sergeant Wilson perceived the immediate threat was over at that time.

At that point, Sergeant Wilson said Deputy Munoz told him, "Tactical reload." Sergeant Wilson covered Suspect Logan at gunpoint as Deputy Munoz was heard removing his gun's magazine. They stood shoulder to shoulder, and he heard Deputy Munoz reinserting another magazine into his (Munoz') gun.

Sergeant Wilson paused for a moment during the interview. It appeared to investigators he became emotional as he recounted the shooting incident stating, "Wow." Sergeant Wilson was able to collect himself and continued with his account of what occurred.

Sergeant Wilson said he and Deputy Munoz stepped forward toward Suspect Logan as he laid slumped over some debris. He described Suspect Logan's head as being positioned near the east wall of the garage. Sergeant Wilson said he couldn't see the gun, or Suspect Logan's hands as they approached him. As they approached, he and Munoz switched positions due to so much debris in their path to the suspect.

Sergeant Wilson said he saw the suspect was lying on piles of stuff on the floor. Sergeant Wilson said he grabbed Suspect Logan by the shirt collar and pulled him back, and onto the floor with his left hand, while pointing his duty weapon at Suspect Logan. Sergeant Wilson said he thought if Suspect Logan was still alive, or still armed with a gun, he was possibly "ready to engage us." He said Deputy Munoz was positioned to his right and covering the suspect at gunpoint during that time.

Sergeant Wilson said after moving Suspect Logan, he didn't see a gun in either hand or on the floor. When he looked along the east wall of the garage, he saw the gun. He believed it was the same gun the suspect was holding when the shooting occurred. He described the gun as a small black gun, being either a .22 caliber or .25 caliber semiautomatic.

Sergeant Wilson stated deputy personnel behind them at the garage door entrance dealt with Witness [redacted] after the shooting ceased. They ordered Witness [redacted] to exit the

garage toward them. He said Witness [redacted] complied with the deputies' direction. He had his hands held high up in the air, and was very cooperative with deputies. Witness [redacted] was handcuffed and escorted from the garage.

Investigators revisited Sergeant Wilson's earlier account of what transpired as Suspect Logan was turning toward him and Deputy Munoz with a gun. Sergeant Wilson said he clearly saw a gun in Suspect Logan's hand, and there was no doubt in his mind as to Suspect Logan's intent. Sergeant Wilson said, he "had to do what he had to do" to eliminate the threat posed to him by the suspect.

Sergeant Wilson said he didn't see where his rounds struck Suspect Logan's body, but he was surprised as to how quickly the suspect fell to the ground. Sergeant Wilson said he anticipated the suspect was going to continue turning toward them with a gun in his hand to confront them. Sergeant Wilson told investigators he believed the volley of rounds fired at Suspect Logan, stopped his movement toward them and again, Sergeant Wilson said he anticipated a full engagement by Suspect Logan. He said once the suspect was shot and was down, there was nothing said by Suspect Logan to him, or Deputy Munoz. He said it was readily apparent that Suspect Logan was dead.

Sergeant Wilson said Los Angeles County Fire Department paramedics were summoned to the scene. He said neither he nor Deputy Munoz handcuffed the suspect, and if Suspect Logan was ever handcuffed, it wasn't in their presence. Sergeant Wilson said once the incident was over in the garage, he and Deputy Munoz exited the garage and were checked to determine if they were shot or injured.

Wilson stated he was wearing a zip-front, long sleeve, green, Department raid jacket. "Los Angeles County Sheriff's" was embroidered on the back of the jacket, with "Sgt. Wilson OSS" embroidered on the right front breast and an enlarged sheriff's badge on the left front breast of the raid jacket, depicting Los Angeles County Sheriff's Department as well. He was wearing blue jeans, black boots and a protective vest with the aforementioned raid jacket at the time of the shooting. He said the vest contained an additional ammunition magazine, and was also marked with a badge patch on the left breast with "Sheriff" patch on the back of the vest.

Investigators saw Sergeant Wilson was wearing his uniform badge and it was affixed to his belt on the right waistband region. He was also wearing a pancake style holster housing his duty weapon on the right waist area.

Sergeant Wilson said he didn't possess any less-lethal options nor did he carry any less-lethal equipment in his vehicle prior to this incident unfolding. He stated he routinely carried his sidearm loaded with one round in the chamber and fifteen rounds in the magazine. He later checked his magazine after the shooting and determined he fired six rounds during the encounter with Suspect Logan.

Investigators requested Sergeant Wilson render his duty weapon safe and determined the

pistol was loaded with one round in the chamber and nine rounds were counted from the magazine. It was apparent, Sergeant Wilson did in fact fire six rounds during the encounter. Sergeant Wilson's pistol was a Beretta 92-FS, Serial Number BER[redacted], and the gun was equipped with a red dot laser with a pressure-activated handgrip. The pistol appeared well maintained.

In closing, investigators asked Sergeant Wilson if he had anything to add or say that may be helpful in their investigation into this incident. He told investigators that he felt their actions were tactically sound, and he worked with a group of guys today that he had not worked with before or had done tactical entries with previously.

Sergeant Wilson said he was impressed with the manner in which they worked in unison, especially in relation to the entry into the main residence. He said he felt "very solid" for their need to be there, and their need to enter the garage was a necessity. They had an obligation to clear the garage for victim's, or suspect's relative to the initial call for service.

Sergeant Wilson told investigators he and Deputy Munoz had no other option other than what they were forced to do when confronted by Suspect Logan. The interview was terminated at 1806 hours.

For Sergeant Wilson's complete statements, refer to his verbatim interview transcripts.

Sergeant Russell Wilson was interviewed by Internal Affairs Bureau Sergeants Scott Graham and John Rossi on February 29, 2012, at 1012 hours at Internal Affairs Bureau. The interview was digitally audio recorded.

Sergeant Wilson answered questions relative to tactics.

He was responding to a call which a female was heard screaming, "Don't shoot! Don't shoot!" and then a shot was fired.

Sergeant Wilson said he was probably the last unit to arrive at the call. There was a discrepancy as to the correct location. All radio cars ended up being parked in front of the house where the problem originated. The problem with locating the house was the caller never gave an address, only a description. There were two houses that matched the description. Palmdale Sergeant Nagel was on scene and had a "good grip" on the situation. Sergeant Wilson said that he was there in a subordinate role to assist. He waited to assume a containment position. Deputies made several public address announcements, and a female came out of the location. Sergeant Nagel and other deputies put together a tactical plan. They formed an entry team, and Sergeant Wilson was the last person on the team directed to handle emergent radio traffic if needed.
Sergeant Wilson said he was comfortable with the handling of the incident. He realized this was a "Patrol" handle, and he was there to assist.

He said at least three or four Public Address (P.A) announcements were made. When the female (Witness [redacted] came out of the house, she was directed away from the house.

Sergeant Wilson heard some of the conversation between her and some deputies. He stated, "I heard a few of her words, but I didn't hear everything." He did hear that, "she wanted to know what was going on, and said that we have the wrong house, and there nothing was going on, everything was cool." She was escorted to a radio car and detained. Witness [redacted] was interviewed by deputy personnel and denied that anyone else in the house except for a [redacted] and nothing had happened. Sergeant Wilson said that she was not being forthright with her answers.

They confirmed with the informant of the call they in fact were at the correct house. Believing that there was a Domestic Violence issue, and Witness [redacted] was not telling the truth, Sergeant Wilson formed the opinion that the [redacted] or [redacted] was inside the house. Believing that a crime had been committed, further investigation was necessary. Sergeant Wilson was asked if he knew for sure there was a person with a gun at the location, and if in fact shots had been fired, would he have done anything different? He stated, "She...number one, if she had said yeah, he's in there, he's, he's got gun, he's armed, then by all means I think we would've locked it down and made more announcements, made an effort to get his compliance and if not, then in fact it would've been an SEB handle."

The personnel at the scene formed an entry / search team. Sergeant Wilson said there was at least 6 Sheriff's personnel ahead of him, making him the seventh. They conducted a protective sweep of the house. They only located a [redacted] inside. They next had to check the garage which was not accessible from inside the house.

Deputies had established a containment of the garage. Sergeant Nagel saw that Sergeant Wilson had the [redacted] and asked if he would help them clear the garage. Sergeant Wilson said he would, and volunteered to use the Ram that he had in his car. He took the [redacted] outside and gave it to the [redacted] Witness [redacted] When Sergeant Wilson handed the [redacted] to Witness [redacted] he asked her who was in the garage. She said she did not know. He asked her who had keys for the garage because they were going break the door to get inside, and he wanted to save damaging the door. She said her [redacted] (Suspect Logan) had the key. Sergeant Wilson asked her where her [redacted] was. She said she did not know. He asked her when she had last seen him. She began to say "this morning" then said "last night." At this point Sergeant Wilson believed there was someone inside the garage.

Sergeant Wilson explained the importance of going into the garage stating:
We... the nature of the call, initially it came out as a voice priority call. It was considered a hot call. The, the woman in her mannerisms, the fact that there was nothing inside the hall or inside the home that indicated a struggle. This would be the last remaining room where there may have been an altercation, may have been a victim down, may have been a suspect down or a suspect hunkered down. We just didn't know. We, we had an obligation to leave that, that location knowing that nobody was hurt, that we were not leaving a scene of a crime, that we were not leaving a suspect behind.

Sergeant Wilson retrieved the Ram from his car and approached the garage. The entry team had already formed, and Deputy Phillips asked if he could "boot the door." Sergeant Wilson

told him yes, then explained to him after you hit the door, get out of the way.

He said Deputy Munoz tried to open the door again. He knocked five or six times. He made announcements to "open the door" and there was no response. Sergeant Wilson felt it was important to continue the investigation by going into the garage stating:

Deputy Phillips stepped forward and breached the door. It opened inward, then began to close. Deputy Munoz began to step inside while pushing the door open. Sergeant Wilson heard him say, "Let me see your hands" and simultaneously he heard a "pop." Someone behind him asked, "Who AD'd?" (Accidental discharge). Sergeant Wilson said he knew it was not a nine millimeter, it was a higher pitch caliber sound that came from inside the garage.

Deputy Munoz was committed into the doorway and was drawing down on a person while ordering the suspect to show his hands. Sergeant Wilson did not pick up on the person (Suspect Logan) right away. He stepped into the doorway and saw the suspect. He said the garage was very dark inside. He had his laser sight on and once his eyes acclimated, he saw the suspect was not complying. The suspect had his back turned to them and was not showing his hands. Sergeant Wilson stepped further inside and the suspect was walking away from them. The suspect was looking over his right shoulder at Deputy Munoz and Sergeant Wilson. Suspect Logan began talking to the southeast corner of the garage and a second suspect (Witness [redacted]) jumped up with his hands in the air stating, "Don't shoot, don't shoot!" He was kneeling behind a couch and he was very compliant. Sergeant Wilson told him, "Let me see your hands!" Witness [redacted] said, "My hands are up, my hands are up!" Sergeant Wilson did not perceive him as a threat anymore.

He and Deputy Munoz were yelling at Suspect Logan to show his hands. Suspect Logan looked over his shoulder at them several times, and never complied with their orders. Suspect Logan was talking to Witness [redacted] and Sergeant Wilson said that Witness [redacted] was telling Suspect Logan, "No put your hands up!" Sergeant Wilson said he distinctly heard Suspect Logan tell Witness [redacted] "I'm going out homie, I'm going out."

Sergeant Wilson interpreted this to mean the suspect was going to engage them, and increased his belief the suspect was armed. Sergeant Wilson stated:

I interpret that he's gonna turn around and engage us, that he's going to...and it increased that, that belief that he was armed. But I, I, I had to see the gun. I, I wasn't 100 percent sure and at this point I started to second guess myself that maybe we had even more people in there. The second person popping up from behind the couch and propping himself up on his knees scared the crap out of me because I, I knew Gus had picked up on the first guy but I was...nobody was more surprised than I to see the second guy pop up and in the back of my mind I'm wondering who else do we have in here? But the, the first, the first suspect was, was our, our problem. He was the one that I feared the most. Because of the way he was standing, I, I, I feared that he may have a gun. As he continued to talk, he turned to his right and as he came around, he looked over his shoulder and I saw him extend his, his

right hand up. He may have still had his left hand...the reason I'm saying that he may have had both hands up is because I never saw the elbow. I never saw the left hand come down, but he turned to his right and when I saw the gun, then I, I hollered out gun, gun, he's got a gun.

The suspect continued to turn back toward Sergeant Wilson and Deputy Munoz. Sergeant Wilson fearing for his and Deputy Munoz's safety, fired at Suspect Logan.

Sergeant Wilson stated:

He continued to turn to his right and I told myself I needed to make sure that I was honed in on him. I had my laser sight on his right axillary area. Because his right hand was up with the gun, I had a clear shot of his armpit there and I told myself I wasn't gonna allow him to turn and engage us and I, I believe Gus shot first, that I was instantaneous right behind him. If we didn't shoot at the same time, we were milliseconds apart.

After Sergeant Wilson shot, he said Suspect Logan stumbled, turned back to his left, and slumped over some boxes on the garage floor. He could not see Suspect Logan's hands. He stepped forward and had deputies behind him cover the second suspect (Witness [redacted]). Sergeant Wilson concentrated on Suspect Logan as Deputy Munoz advised he was doing a "Tactical re-load." Sergeant Wilson told Deputy Munoz they were going to move up and pull back on the suspect. He told Deputy Munoz, "If he moves, if he's playing possum, head shot."

About this time, two other deputies are concentrating on the second guy, Witness [redacted] in order to get him out of the garage.

Sergeant Wilson and Deputy Munoz moved across the garage "shoulder to shoulder" while covering the suspect. Sergeant Wilson grabbed the suspect by the collar and pulled him down on the floor. Sergeant Wilson saw the suspects' hands, and blood, and realized Suspect Logan was no longer a threat. No more shots were fired.

> **IAB NOTE:** During his interview, Sergeant Wilson was shown photographs of the scene. Sergeant Wilson was asked to mark his, and the suspect's position, when the incident occurred. See **Miscellaneous Documents**.

Sergeant Wilson said he knew his shooting background was the east garage wall, and the second male was southeast of the suspect.

For Sergeant Wilson's complete statements, refer to his verbatim interview transcripts.

Involved Deputy Gustavo Munoz was interviewed by Homicide investigators Sergeants Fredendall and Clark on October 13, 2011, at 1839 hours at Palmdale Sheriff's Station. The interview was digitally audio recorded.

Deputy Munoz said he has been assigned to Palmdale Sheriff Station patrol for nearly six years. On 10/13/11, he was assigned to Unit 264 on day shift, a single man patrol unit in east Palmdale. He stated that at approximately 1100 hours, he was assigned as an assisting unit to an "Assault with a Deadly Weapon Now" call. The caller indicated the problem was [redacted] houses [redacted] of their residence located in the 37006 block of 31st Street east, with a cross street of Heather Avenue.

Deputy Munoz said the call was emergent in nature and he was authorized to respond Code-3 (emergency lights and siren). He said additional information on the call via radio was that an argument occurred and a woman was heard screaming, "Don't shoot and a gunshot was heard." Deputy Munoz said he responded from a [redacted] call at 25th Street East and Avenue S. He was approximately one to two minutes away from the call.

Deputy Munoz said Deputy Solis was the handling unit and he coordinated responding units to the call. The units were directed to meet at Lemsford Avenue and Heather Street. He explained, units meeting at a designated location and rolling in together to this type of call is a tactic commonly used in patrol. Deputy Munoz said based upon the severity of the call, coupled with information that a shot was fired, with a possible armed suspect and victim at the scene, it's safer and tactically sound to roll to the scene together.

Deputy Munoz said Deputies' Phillips, Bonilla, and Sergeant Nagel responded to the call as well. Deputy Munoz said as he arrived in the vicinity of the call, he turned off his lights and siren; another tactic used by patrol personnel to not alert the suspect of law enforcement arrival, or direction to avoid a possible ambush situation.

Deputy Munoz said he was directed by Deputy Solis to follow him west on Heather Avenue from Lemsford Avenue, to 31st Street east. Responding units didn't know the exact address of the shooting call. He said when deputies arrived in the area, the informant on the call was not on the telephone with Palmdale Station desk personnel to provide an exact address of where the shooting occurred. However, a description of the house in question was [redacted] in color, with a black car in the driveway, was provided.

Deputy Munoz said the initial problem was, there were three houses in the vicinity that matched that description in the area of 31st Street East and Heather Avenue. He said a [redacted] color residence with a black truck in the driveway, approximately [redacted] houses [redacted] of the informant's residence was thought to be involved and deputies focused initially on that residence.

Deputy Munoz stated an unknown deputy broadcast to units that he was in contact with the informant on the call, and confirmed the house, and call was related to a [redacted] house with a [redacted] Chevrolet Impala or Malibu in the driveway at [redacted] Heather Avenue. He said a containment was established at the residence by deputy personnel. Deputy Munoz retrieved an AR-15 rifle from the trunk of his patrol vehicle and positioned himself behind a patrol car that was parked in the street west of [redacted] Heather Avenue. Deputy Munoz said he used the car for cover in the event a suspect fired from a window, or exited the house to engage them.

Deputy Munoz said he believed it was Deputy Lasley who began making verbal announcements over a patrol vehicle's public address system toward the residence, specifically stating, "Residents of [redacted] Heather Avenue, step out through the front door with your hands up." This was done approximately 3-4 times. He said the announcements were loud, and clearly made by Deputy Lasley.

Deputy Munoz said following Deputy Lasley's P.A. announcements, a female black wearing light color shorts and a tank top exited the residence with her hands up. The woman (later identified as [redacted] FB/30) was directed to deputies positioned at their vehicles, west of the woman's residence. Deputy Munoz said when Witness [redacted] exited the house, she appeared nervous and stated, "What happened, nothing happened?" He said she appeared surprised that deputies were there.

Deputy Munoz said he didn't talk to Witness [redacted] but overheard deputy personnel questioning her once she was detained. Deputy Munoz said it was apparent to him that Witness [redacted] was hesitant in response to questions asked of her. She didn't appear to be listening to the questions posed. Deputy Munoz heard Witness [redacted] tell deputies that she didn't know what happened, and when specifically asked if anyone else was in the house, she replied, "No, he left." Deputy Munoz said he heard Witness [redacted] say there was an [redacted] in the living room, inside the house. Deputy Munoz told investigators that additional announcements were made via P.A. for the residents of [redacted] Heather Avenue to step out outside, and they received no response from within the residence.

Deputy Munoz said an entry team was assembled, consisting of 5-6 deputy personnel identified as Deputies Lasley, Solis, Munoz, and Phillips, along with Sergeants Wilson and Nagel. He stated Deputy Solis and Sergeant Nagel formulated a tactical entry plan and approach to the residence. Deputies were assigned as an arrest team, radio man, etc. Deputy Munoz said everyone knew their responsibilities and role in the operation.

Deputy Munoz said the entry team approached the residence from the west. They remained close to the residences for concealment purposes, and out of the line of fire should a suspect exit the house via the front door or engage them from a window. He confirmed all personnel were wearing departmental uniforms.

Deputy Munoz told investigators as the entry team reached the open front door of the residence, additional verbal announcements were made at the door and there was no response from anyone inside. Deputy Munoz said entry was made into the residence and he heard a [redacted] crying in the living room area as deputies systematically cleared the downstairs area. Deputy Munoz said he and other deputies cleared the upstairs areas. The interior portion of the house was cleared, and no one else was located inside.
Deputy Munoz said a deputy was holding or watching the west facing garage access door from an area near the front door of the residence. He said Sergeant Wilson removed the [redacted] from the residence, and believed he returned the [redacted] to Witness [redacted] He said the garage had not been cleared, and since there was no garage access from inside the house, the decision was made to clear the garage through the west facing entry door. Deputy Munoz

said he personally checked the door and determined it was locked. He made 3-5 announcements at the door stating, "Sheriff's Department, if anyone is inside, open the door," as he knocked on the garage door. There was no response from the garage.

Deputy Munoz said while positioned on the right side (south) of the door, he heard someone whispering, and what sounded like coins "hitting" the floor coming from inside the garage. Deputy Munoz said Sergeant Wilson approached his position, holding a "ram" and handed it to Deputy Phillips. The decision to force entry and clear the garage had been made based upon the circumstances presented up to that point. He said Deputy Phillips was positioned on the left side (north) of the door, and he was on the right side (south) of the door, with Sergeant Wilson positioned behind him.

Deputy Munoz instructed Deputy Phillips that he and Sergeant Wilson would make the entry after the door was forced open. That decision was based on the fact Deputy Phillips would not be able to retrieve his sidearm while holding the ram, creating a situation where Deputy Phillips couldn't react quickly in the event he had to. Deputy Munoz said he had slung his AR-15 over his shoulder and behind him before the door was forced open. He transitioned to his handgun for safety purposes.

Deputy Munoz said Deputy Phillips rammed the door once and as the door swung open, just as he and Wilson were about to move into the doorway, Deputy Munoz said he "heard a big loud pop sound . . . a gunshot." He said the sound echoed inside the garage as he stepped through the door threshold. He positioned himself just inside, and to the left of the doorway. Deputy Munoz said Sergeant Wilson followed him into the garage and positioned himself to the right and they were standing shoulder to shoulder.

Deputy Munoz said he saw a male black individual, (later identified as Suspect Logan) after the shot was fired. When they entered the garage, Suspect Logan turned away from them. Suspect Logan stood with his back toward Deputy Munoz and Sergeant Wilson. Deputy Munoz said Suspect Logan was standing near the east wall of the garage. Deputy Munoz said he saw another male black, (later identified as Witness [redacted] southeast of their position, approximately 10-12 feet away, lying on the floor inside the garage.

Deputy Munoz explained he didn't see a flash as the shot was fired, and didn't see a gun in Suspect Logan's possession upon entering the garage. He said Suspect Logan and Witness [redacted] began talking to each other. Deputy Munoz ordered both men, "Let me see your hands, let me see your hands."

Deputy Munoz said he saw Suspect Logan turn his head to the right and look at Witness [redacted] Suspect Logan stated, "I'm going out cuz, I'm going out." Deputy Munoz said he saw that Witness [redacted] was still lying on the floor with his hands up. Witness [redacted] screamed at Suspect Logan, "Put your hands up, put your hands up. You're going to get shot."

Deputy Munoz told investigators based upon Suspect Logan's movements, after the shot was fired, he felt Suspect Logan possibly had a gun. He said as they entered the garage from

bright sunlight conditions, into a dark garage, Suspect Logan was turning to his left and away from he and Sergeant Wilson. Suspect Logan's back was primarily toward them. Deputy Munoz said he couldn't see Suspect Logan's hands, as they were positioned in front of his body. He said the suspect's elbows were bent at a 90 degree angle, and his hands were concealed from Deputy Munoz' line of sight. Suspect Logan's hands were positioned near his lower chest, and upper stomach area.

Deputy Munoz said the suspect started turning to his right (south). Sergeant Wilson, who was still to the right of Deputy Munoz, had a better angle and said, "He has a gun, he has a gun." Deputy Munoz said based upon Suspect Logan's earlier statement, "I'm going out cuz, I'm going out," and now turning toward them with a gun, Deputy Munoz felt, "He (Logan) is going to take it all the way," and was turning around to shoot. He described Suspect Logan's turning movement at that point as "almost as he was expecting to get shot."

Investigators asked Deputy Munoz if he had processed in his mind that a shooting had already occurred as they entered the garage. He said when he heard the shot upon entering the garage, he knew it was a gunshot. Deputy Munoz wasn't sure if Suspect Logan had accidentally discharged his firearm due to being startled by the door being forced open, or if he shot at them as they were entering the garage.

Deputy Munoz told investigators as Sergeant Wilson alerted him that the suspect had a gun, Suspect Logan continued turning slowly toward them while screaming, "I'm going out cuz, I'm going out cuz." Suspect Logan continued to turn past where Witness [redacted] was positioned. He described it as "in slow motion toward us." Deputy Munoz said he saw the barrel of the gun in Suspect Logan's right hand continue to turn in their direction. He said Suspect Logan's hand was now lower then previously described, when his hands were concealed in front of his body as his back was toward them.

Deputy Munoz said when he saw the gun in Suspect Logan's hand, Suspect Logan's hands were separated, and his right elbow was bent at an approximate 45 degree angle. The gun was at the height of the suspect's right thigh, and right buttock region. He described it as a small handgun. He said the more Suspect Logan turned toward them, the higher the gun was raised to an approximate 90 degree angle. Deputy Munoz said as this was occurring, he yelled at Suspect Logan to "drop the gun" one time. Suspect Logan continued to turn toward Deputy Munoz and Sergeant Wilson, now looking in their direction.

Deputy Munoz said he fired at Suspect Logan. He believed he fired 9 rounds, but not know how many times he fired since the incident occurred so quickly. He later determined that he had fired nine rounds during the encounter. He said when he fired, Suspect Logan was continuing to turn toward them, and it happened so quickly, he was unsure if his rounds struck the suspect. That is why he fired as many times as he did.

Deputy Munoz told investigators he was afraid that if Suspect Logan didn't stop, or they couldn't stop him, "he was going to shoot us." Deputy Munoz said he thought Suspect Logan was going to get an angle on them and point his gun at him, or Sergeant Wilson. Deputy

Munoz confirmed at that point, he feared for his safety, and the safety of Sergeant Wilson. Deputy Munoz also confirmed he fired as many rounds as he did, out of necessity to neutralize Suspect Logan as a threat. Deputy Munoz said he believed Sergeant Wilson confronted Suspect Logan and fired his pistol as he (Munoz) began firing.

Deputy Munoz said he ceased firing at Suspect Logan when he turned to his left (east) and fell. Suspect Logan was slumped forward toward the east wall and onto some boxes or items stacked along the east wall of the garage.

Deputy Munoz said he didn't have a good view of Witness [redacted] His vision was somewhat obscured due to where Witness [redacted] was lying or had positioned himself on the floor immediately following the shooting. Deputy Munoz said he could barely see Witness [redacted] hands, and face, and couldn't see the lower portion of his body. Deputy Munoz said he could see that his hands were up as Witness [redacted] screamed, "Don't shoot, I got my hands up, I got my hands up." Moments later, deputies entered the garage to deal with Witness [redacted] covering him at gunpoint. He said deputies handcuffed Witness [redacted] without incident, and escorted him out of the garage.

Deputy Munoz said he didn't know how many rounds he fired during the encounter. He told Sergeant Wilson as he was covering the suspect, he was going to conduct a tactical reload. He said Deputy Phillips moved up and assisted Sergeant Wilson by covering Suspect Logan. Deputy Munoz removed the magazine from his gun and replaced it with a fully loaded magazine from his gun belt.

Deputy Munoz said he wasn't sure if the suspect was shot, he didn't know if he was still alive, and in possession of the gun, since Suspect Logan's hands were concealed under his chest area. Deputy Munoz said he told the suspect, "Let me see your hands" with no response from him. Deputy Munoz said he and Sergeant Wilson grabbed Suspect Logan by the back of his shirt. They pulled him back toward them, and onto the floor to determine if Logan was still armed with a gun, and also to determine if there were any signs of life.

Deputy Munoz said as they pulled Suspect Logan toward them, he saw the gun fall near the east wall of the garage, by some boxes. Deputy Munoz described the gun as a small, possible .22 or .25 caliber semiautomatic, and possibly gray in color. Deputy Munoz said Suspect Logan appeared to be unconscious, and there was no communication with him. Deputy Munoz advised the deputies in the room that a gun was found, and its location.

Deputy Munoz said he didn't handcuff Suspect Logan, and didn't know if the suspect was handcuffed at all, because he and Sergeant Wilson were escorted from the garage by a deputy. He said they were later transported to the Palmdale Sheriff's Station by Detective Bergo to be interviewed by Homicide investigators.

Investigators determined Deputy Munoz's black steel, Smith & Wesson M&P, .9mm semiautomatic pistol, serial number DVS[redacted] contained one fully loaded 17 round capacity magazine with one round loaded into the chamber. Deputy Munoz's second magazine was

examined and was found to contain 17 rounds. The magazine removed from his weapon during the tactical reload was examined and found to contain 8 rounds, including the round that was chambered, totaling 9 rounds. It was apparent Deputy Munoz fired 9 rounds during the encounter with Suspect Logan. All the rounds examined were head stamped, "Win 9mm Luger" and recognized as authorized Departmental ammunition.

Deputy Munoz's pistol was equipped with a "Surefire" Model A5022, tactical light. Deputy Munoz said the light was activated before entering the garage and was beneficial before, and during the armed encounter with Suspect Logan. Deputy Munoz said he possessed a Smith & Wesson, Model 642, five shot, back-up gun at the time of the incident however, he never deployed the weapon.

For Deputy Munoz's complete statements, refer to his verbatim interview transcripts.

Deputy Gustavo Munoz was interviewed by Internal Affairs Bureau Sergeants Scott Graham and John Rossi on February 29, 2012 at 1112 hours at Internal Affairs Bureau. The interview was digitally audio recorded.

Deputy Munoz answered questions relative to tactics.

He said they were responding to an assault with a deadly weapon call, where a female was heard screaming don't shoot, and gunshot was heard. He said the call was coordinated, and units staged prior to rolling into the location. Once they rolled onto 31st Street as indicated in the call, there was confusion as to what house they needed to go to. Deputy Munoz said that Deputy Lasley spoke to the informant of the call and verified the house was on Heather Ave, not 31st Street East.

Once the correct house was located, they made four or five Public Address announcements for the residents to come out with their hands up. A few seconds later, a female (Witness [redacted] came out of the front door. She walked to one of the radio cars and was detained. Deputy Munoz said she was questioned about what had taken place. He said he overheard her saying that nothing had happened and her two month old [redacted] was in the house. Deputy Munoz said that Witness [redacted] appeared nervous, a little evasive, and kept changing her story.

At this time, there were four or five deputies on scene. They formulated a plan about how they would make entry into the location, including forming an arrest team. They based the plan on the totality of circumstances, and were going in to check for possible victims of any crime, and if a crime had taken place.

The deputies and sergeants cleared the house and located a [redacted] inside. Sergeant Wilson took the [redacted] outside and gave it to Witness [redacted] The deputies next went to clear the garage. The garage was attached to the house; however, the only entry was available from outside, near the front door. The entry/arrest team moved to the garage. While exiting the house, Deputy Munoz heard voices, and "change" (coins) dropping on the floor coming from

inside the garage. He notified the other personnel and checked the garage door, learning it was locked.

When Sergeant Wilson took the [redacted] to the [redacted] he brought a "ram" back with him. He handed it to Deputy Phillips. The deputies formulated a plan for the entry. Deputy Munoz said prior to entry, he turned on the tactical light on his gun. He said Deputy Phillips breached the door and he (Deputy Munoz) moved approximately one foot to the left and placed his shoulder against the door to hold it open. As he did this, he heard a gunshot go off. He looked inside the garage and saw a male black (Suspect Logan) directly in front of him. Deputy Munoz said the suspect was turning clockwise away from him.

He saw that Suspect Logan's hands were up toward his stomach/chest area because all he could see were Suspect Logan's elbows. He ordered the suspect to show his hands. Deputy Munoz stated:

Well when I saw him turn, I could see his elbows kind of like a 90 degrees angle from his sides and that's when I started screaming let me see your hands, let me see your hands. And at that time I heard another male like talking, exchanging words with this guy and I look over more further to my right and I see another male Black like laying on the ground, laying on the ground like behind a couch. And the male to my far right, he complied and put his hands up and I could see, I could see his hands and his face.

Deputy Munoz began ordering the second suspect (Witness [redacted] to show his hands. Witness [redacted] complied. Deputy Munoz said Witness [redacted] was screaming at Suspect Logan to get his hands up. Deputy Munoz heard Suspect Logan tell Witness [redacted] "I'm going out cuz, I'm going out." Deputy Munoz interpreted this to mean Suspect Logan was going to shoot it out with them. He stated:

Based on everything from the gunshot I heard in the garage and just his movements, his back towards us and I had a good idea he had a gun at that point and he's saying I'm going out, that he was, he was gonna shoot it out.

Deputy Munoz said he and Sergeant Wilson were shoulder to shoulder. He heard Sergeant Wilson say, "He has a gun, he has a gun." Suspect Logan continued turning toward Deputy Munoz and Sergeant Wilson. Deputy Munoz heard Suspect Logan screaming, "I'm going out cuz!" Deputy Munoz saw the barrel of a gun in Suspect Logan's right hand. Deputy Munoz said he screamed at the suspect once or twice to drop the gun. Suspect Logan continued turning toward them. Fearing for his safety and for Sergeant Wilson's, he said, "We ended up shooting."

Deputy Munoz said he kept shooting at Suspect Logan until he went down. Suspect Logan fell on top of some boxes with his hands concealed under him. He said he was shooting because Suspect Logan kept turning toward them. He feared that if Suspect Logan was able turn all the way and face them, he could have at least fired once at them. Deputy Wilson said the east garage wall was in the background while he was shooting. Unsure of how many times

he shot, Deputy Munoz told Sergeant Wilson he was going to do a tactical re-load. Once loaded, they moved toward Suspect Logan. Not knowing if Suspect Logan was dead or wounded, he was still a threat. Sergeant Wilson and Deputy Munoz yelled at the suspect to show his hands while they approached. Deputy Munoz said three other deputies went and handcuffed Witness [redacted] Sergeant Wilson told Deputy Munoz he was going to pull suspect Logan off the boxes to see if he still had the gun, and if he was alive.

Deputy Munoz assisted Sergeant Wilson in pulling the suspect off the boxes. Deputy Munoz said when they pulled the suspect back, he just fell onto his back. The gun fell out of his hand and landed on the floor.

Deputy Munoz was asked if he felt he had any other option other than shooting. He stated:

At that time, no. It was...everything happened in a matter of seconds, it was quick. We were close range, the suspect made quick movements, I saw his gun, that was the only option I saw to eliminate the threat at that time.

For Deputy Munoz's complete statements, refer to his verbatim interview transcripts.

EMPLOYEE WITNESSES

Witness Deputy Marcus Phillips, #[redacted] was interviewed by Homicide Bureau Sergeant Brian Schoonmaker at Palmdale Sheriff's Station on, October 13, 2011, at 1624 hours. Also present in the interview were Sergeants John Rossi and Scott Graham from the Los Angeles County Sheriff's Department Internal Affairs Bureau. Supervising Investigator [redacted] and D.D.A. Deborah Escobar, from the Justice System Integrity Division of the Los Angeles County District Attorney's Office were present during the interview. The interview was audio recorded.

> **IAB NOTE:** This summary was taken from the original supplemental report written by Sergeant Schoonmaker. **See Exhibit A, page 65.**

Deputy Phillips explained to Homicide Investigators that he is assigned to the Los Angeles County Sheriff's Department COPS Bureau in the Palmdale area with his partner, Witness Deputy Bonilla. The two deputies were assigned to unit 260N17 and worked the hours of [redacted] on Thursday, October 13, 2011. Deputy Phillips said he was the bookman (front seat passenger) and Deputy Bonilla was the driver of their marked patrol car.

Deputy Phillips stated he heard a call broadcast regarding a female screaming, "Don't shoot me!" followed by a single gunshot. The caller could not give an address but stated the location was several houses north of the caller's residence on Heather Avenue. The caller further described the location as a [redacted] two story house. Deputy Phillips and his partner responded to the location to assist the handling deputies.

As they arrived on Heather Avenue, there was much confusion over which house the problem

was at. Deputy Phillips said the caller's directions were inaccurate as there were no houses north on Heather Avenue. (Heather Avenue is an east-west street). Adding to the confusion was the fact there were two houses on that block that matched the caller's description.

Deputy Phillips said it took several minutes to determine which house was involved. A deputy had to physically contact the informant on the call. They had the caller point to the correct location, which was [redacted] Heather Avenue.

Once the location was identified, Deputy Phillips, along with other deputies contained the house. An unknown deputy began making announcements into the house by using the P.A. (public address) system of his patrol car. After several announcements were made, a female Black (later identified as Witness [redacted]) came out of the house.

Deputy Phillips stated the female seemed to be cooperative as she complied with the deputies' commands and answered questions. However, Deputy Phillips said the female claimed that nothing had occurred at the location, there was no disturbance, no one arguing, no gunshot, and that no one but her two month old [redacted] was at the location with her.

Deputy Phillips said several deputies formed an entry team to conduct a protective sweep of the residence in an attempt to look for any gunshot victims. No one was located during the search. Deputy Phillips stated there was a baby in the living room, who was removed by another deputy and taken to a safe area.

Deputy Phillips said the attached garage had an exterior pedestrian door that was closed and locked (there was no access into the garage from inside the house). The vehicular garage door was also closed. Deputy Phillips said the door knob of the pedestrian door knob handle was unlocked but the door was locked and secured by the dead bolt.

Deputy Phillips believed he and the deputies needed to enter and clear the garage as he was still concerned there may be a gunshot victim at the location. As he was holding a position at this door, waiting for others to help him make entry, he suddenly heard from inside what he believed to be coins dropping and falling to the cement garage floor. He alerted the others who were with him.

A few moments later, Sergeant Wilson handed Deputy Phillips a metal "ram" and instructed him to force the door open. Deputy Phillips said as soon as he forced the door open with the ram, he heard a single gunshot. He could not discern who fired the shot or where it originated. He only said that it was in close proximity to where he was standing.

Deputy Phillips said after he forced the door open, he pulled back and allowed Sergeant Wilson and Deputy Munoz to cover the opening with their weapons (he was not holding a gun in his hands). As he stepped back, he dropped the ram and armed himself with his department issued Beretta 9mm pistol. Deputy Phillips could see into the garage by peering between Sergeant Wilson and Deputy Munoz. He saw a male Black (later identified as Suspect Logan) approximately 15-18 feet inside the garage to the east. Deputy Phillips said the suspect's body was bladed with his back to the deputies. His right shoulder was toward

the door, and his hands were concealed in front of him. Suspect Logan was looking over his right shoulder directly at the deputies. Deputy Phillips said Sergeant Wilson and Deputy Munoz began yelling commands for the suspect to show his hands; however, the suspect did not comply.

Deputy Phillips believed and perceived the suspect was a high threat. He said Suspect Logan was causing the situation to escalate and raise the risk of danger to the deputies, and himself. He believed this based on the following; all of the P.A. announcements directed at the house, the verbal announcements into the house before the protective sweep, the knocks on the garage door, the verbal announcements at the garage, the forcing of the garage door open, and the suspect standing with concealed hands not complying to commands, .

As the suspect was being given commands, Deputy Phillips became aware of a second individual inside the garage. Deputy Phillips could not see who, or where he was, but he could hear the male individual begin to yell, "My hands are up! My hands are up!" At some point, Deputy Phillips said he was able to maneuver and see the second individual (later identified as Witness [redacted]. Deputy Phillips said it appeared that this individual was moving as far as he could away from Suspect Logan. Suspect Logan remained directly east of the open pedestrian door and the second individual had moved away toward the far southwest portion of the garage. This positioning away from the Suspect (Logan) caused Deputy Phillips to believe he (Witness [redacted] apparently knew something about Logan, and perhaps saw him as a threat to his own life, causing him to distance himself from the suspect.

Additionally, Deputy Phillips saw the suspect look in Witness [redacted] direction and state, "I'm going to go out." Deputy Phillips said the suspect made this statement with a flat, calm voice. Deputy Phillips became very concerned that the suspect was going to shoot it out with deputies because the suspect was being irrational and his tone of voice was "eerie." Deputy Phillips' concern of Suspect Logan elevated, and believed him to be a grave threat to deputies.

At this moment, Deputy Phillips saw Suspect Logan turn toward his right, toward the deputies, exposing his hands. Deputy Phillips clearly saw a gun in the suspect's hands. It was at that time he heard numerous gunshots and observed Suspect Logan fall to the floor.

Deputy Phillips said that his estimated time of duration between forcing the door open and the deputy involved shooting was 20 seconds.

For his complete statement, refer to the audio interview included in this case book.

Witness Deputy Juan Bonilla, #[redacted] was interviewed by Homicide Bureau Sergeant Schoonmaker at Palmdale Sheriff's Station on, October 13, 2011, at 1659 hours. Also present in the interview were Sergeants John Rossi and Scott Graham from the Los Angeles County Sheriff's Department Internal Affairs Bureau. Supervising Investigator [redacted] and D.D.A. Deborah Escobar, from the Justice System Integrity Division of the Los Angeles County District Attorney's Office were present during the interview. The interview was audio-recorded.

IAB NOTE: This summary was taken from the original supplemental report written by Sergeant Schoonmaker. **See Exhibit A, page 68.**

Deputy Bonilla stated he responded to assist on a call on Heather Avenue regarding a female yelling, "Don't kill me!" and a gunshot heard. Upon arrival, there was confusion as to which house was the source of the problem. After sorting it out and identifying the correct location, several P.A. announcements were made into the residence.

Deputy Bonilla said a female Black adult exited the house. Deputy Bonilla personally contacted this individual (Witness [redacted] who told him no one else was on the premises except her [redacted] Deputy Bonilla told the witness, "Let me know if there is anyone else at the house because we don't want anyone getting hurt." Witness [redacted] continued to deny there was anyone else at the house and that there had been no argument, threats, or gunshot.

Deputy Bonilla said that after the house was cleared and the [redacted] was moved to a safe place, deputies focused their attention on the locked garage. It was determined that the dead bolt on the pedestrian door to the garage was locked. As the deputies stood at the door, Deputy Phillips stated he heard coins drop onto the floor from inside the garage. A few moments later Deputy Phillips forced the door open with a metal ram. Deputy Bonilla said that within a second of the door opening, he heard a single gunshot but was not certain where it came from.

As Deputy Bonilla peered inside the garage from behind Sergeant Wilson, he could see a male Black (later identified as Suspect Logan) inside the garage near the east wall. The suspect was standing with his back facing the deputies and with his hands concealed in front of him.

Deputy Bonilla became aware of a second individual to his right (south) inside the garage because Suspect Logan was talking to him. Deputy Bonilla could not see this individual from where he stood. Deputy Bonilla wondered if this individual (later identified as Witness [redacted] was a gunshot victim or perhaps even a hostage.

Sergeant Wilson and Deputy Munoz gave Suspect Logan numerous commands to raise his hands but the suspect refused to comply. Deputy Bonilla saw Suspect Logan look to his right and state, "I'm going out man! I'm going out man! I'm going out!" He was saying this to Witness [redacted] After making these statements, Deputy Bonilla saw Suspect Logan pivot to his right and face the deputies without raising his hands in surrender.

Deputy Munoz yelled, "He's got a gun!" Immediately after, Deputy Bonilla heard numerous gunshots from Deputy Munoz and Sergeant Wilson. Deputy Bonilla was unable to see the suspect's hands since he (Bonilla) was standing directly behind Sergeant Wilson.

For his complete statement, refer to the audio interview included in this case book.

Witness Deputy Marcos Solis, #[redacted] was interviewed by Homicide Bureau Sergeant Schoonmaker and Detective O'Quinn at Palmdale Sheriff's Station on, October 13, 2011, at 1739 hours. Also present in the interview were Sergeants John Rossi and Scott Graham from the Los Angeles County Sheriff's Department Internal Affairs Bureau. Supervising Investigator [redacted] and D.D.A. Deborah Escobar, from the Justice System Integrity Division of the Los Angeles County District Attorney's Office were present during the interview. The interview was audio-recorded.

> **IAB NOTE:** This summary was taken from the original supplemental report written by Sergeant Schoonmaker. **See Exhibit A, page 69.**

On 10-13-2011, Deputy Solis worked Palmdale Station patrol, Unit 264A, from the hours of [redacted] Deputy Solis was wearing a department issued "Class A" uniform with gun belt. He drove a marked radio car with no assigned partner.

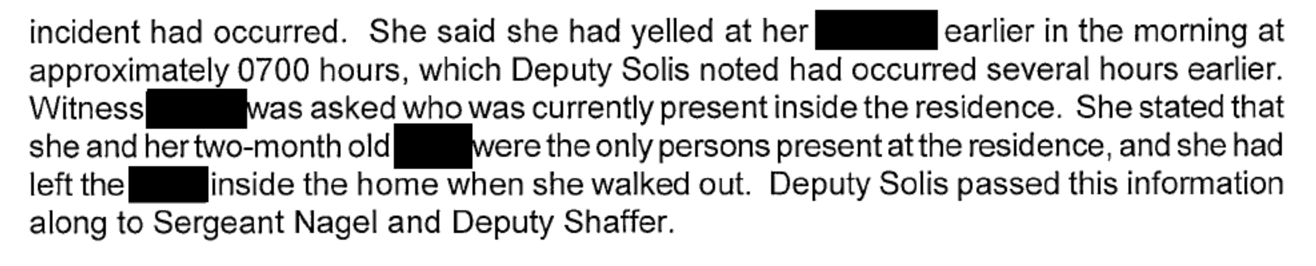
Approximately midway into his shift, Deputy Solis was assigned to handle a call described as an "Assault with a deadly weapon/possible illegal shooting." Deputy Solis recalled the narrative displayed via his mobile digital terminal (MDT) indicated that a male and female were involved in an argument and the female was overheard saying, "Don't shoot me". The informant who initiated the call had also heard a gunshot. Deputy Solis coordinated assisting responding units via radio.

Deputy Solis met assisting units near the intersection of Lemsford Avenue and Avenue R-6 in Palmdale. He and several other deputies then drove in a line of vehicles onto Heather Avenue. Deputy Solis stated he and the other deputies were initially unclear as to the exact location of the call, as it had not been specified by the informant. Based on the description they had available ([redacted], Deputy Solis was initially focusing his attention on a house at the corner of 31st Street East and Heather Avenue. A [redacted] residence was present at the actual incident location of [redacted] Heather Avenue, adjacent to where several of the Deputies had parked their vehicles on the street.

Deputy Solis said further information was obtained and the Deputies attention then focused on the actual incident location at [redacted] Heather Avenue. Deputy Solis heard Deputy Lasley make several Public Address announcements via the P. A. system on his radio car, instructing the occupants of that address to exit the residence.

Deputy Solis observed that after several announcements had been made, a black female adult (later identified as Witness [redacted]) exited the residence and contacted him. Deputy Solis placed Witness Logan in the back seat of a radio car.

Deputy Solis briefly spoke with Witness [redacted] asking her if she had been involved in a fight or an argument inside the location. Witness [redacted] stated that no argument had taken place. Deputy Solis advised Witness [redacted] regarding the call that had been received, clearly stating that the call involved an argument being observed at her residence and a gun shot being heard. He further advised Witness [redacted] that deputies needed to ensure that no one was injured inside the residence. Witness [redacted] repeatedly told Deputy Solis that no such



incident had occurred. She said she had yelled at her [redacted] earlier in the morning at approximately 0700 hours, which Deputy Solis noted had occurred several hours earlier. Witness [redacted] was asked who was currently present inside the residence. She stated that she and her two-month old [redacted] were the only persons present at the residence, and she had left the [redacted] inside the home when she walked out. Deputy Solis passed this information along to Sergeant Nagel and Deputy Shaffer.

Deputy Solis stated that during the time he was speaking to Witness [redacted] Deputy Lasley confirmed via the original informant that the address at [redacted] Heather Avenue was in fact the correct location referred to in the call. The informant also confirmed that they had observed a male black adult and a female black adult arguing at the front of the residence, and an ensuing gun shot had been heard. Deputy Solis re-contacted Witness [redacted] who again repeatedly denied that any argument had occurred at the residence and denied that any other persons besides her and her two-month old [redacted] were present at the location.

Deputy Solis stated an entry team was assembled to enter the location to check for possible injured persons. Deputy Lasley led the entry team armed with a shotgun, with Deputy Solis following him. Behind Deputy Solis was Deputy Phillips, Deputy Bonilla, and Sergeant Nagel. As the entry team approached the front door, Deputy Lasley made verbal announcements, identifying himself as a Sheriff's Deputy and instructing anyone inside the residence to make themselves known and to come outside.

Deputy Solis and the entry team entered the residence and checked for any possible gun shot victims or other persons present. The two-month old [redacted] was present in the living room and was taken out of the residence by deputy personnel and given to Witness [redacted] as she sat in a radio car. No other persons were located inside the residence.

As Deputy Solis exited the front door of the residence, he saw other deputies were standing near the closed and locked exterior pedestrian door located on the west exterior wall of the garage. Deputies quickly discussed the fact that the garage had not yet been cleared for possible victims or other persons. Deputy Lasley looked for keys inside the residence which could possibly unlock the garage door. Deputy Solis observed as Deputy Lasley found a set of keys and tried them in the garage door lock, without success. Deputy Solis continued to look for keys inside the residence.

As Deputy Solis was looking for keys inside the residence, he heard a loud "boom." Deputy Solis said the noise sounded to him like a door was being kicked open. Deputy Solis quickly moved to the front door of the residence and heard repeated commands from deputies stating, "Let me see your hands, let me see your hands." Deputy Solis said he looked outside the front door of the residence toward the garage door. He could not see inside the open pedestrian garage door due to several other deputies being positioned between himself and the door. Deputy Solis drew his department-issued Beretta, but kept it in a lowered position. Deputy Solis was briefly able to see over the shoulder of one of the deputies and observed a male Black with his hands raised above his head. The male was inside the garage to the east of the door. He was unable to see how many total persons were inside the garage. Deputy Solis continued to hear commands from deputies to, "Let me see your hands". He

then heard approximately five to six gun shots.

After hearing the gun shots, Deputy Solis backed away to the south toward the street and radio cars. He put out emergency radio traffic indicating that deputies had been involved in a shooting. Deputy Solis heard Deputy Shaffer request via radio for paramedic personnel to respond.

Deputy Solis observed as the male black he had previously seen with his hands raised was escorted out of the garage and handcuffed (later identified as Witness [redacted]. He escorted Witness [redacted] to a radio car and searched him for weapons, prior to placing him in the back seat.

Deputy Solis later observed Suspect Logan laying in the garage after the shooting. He confirmed with investigators that Witness [redacted] was the male he had briefly seen standing in the garage with his hands raised just prior to the shooting. Deputy Solis said from where he had been standing near the front door of the residence just prior to the shooting incident, he had not been able to observe Suspect Logan in the garage. He recalled Witness [redacted] as wearing a white shirt and blue jeans, cuffed at the bottom.
For his complete statement, refer to the audio interview included in this case book.

Witness Deputy Jason Lasley, #[redacted] was interviewed by Homicide Bureau Sergeant Schoonmaker and Detective O'Quinn at Palmdale Sheriff's Station on, October 13, 2011, at 1759 hours. Also present in the interview were Sergeants John Rossi and Scott Graham from the Los Angeles County Sheriff's Department Internal Affairs Bureau. Supervising Investigator [redacted] and D.D.A. Deborah Escobar, from the Justice System Integrity Division of the Los Angeles County District Attorney's Office were present during the interview. The interview was audio-recorded.

IAB NOTE: This summary was taken from the original supplemental report written by Investigators Schoonmaker and O'Quinn. **See Exhibit A, page 72.**

On 10-13-2011, Deputy Lasley worked as a Palmdale Station School Resource Officer, Unit 260H1, from the hours of [redacted] Deputy Lasley was wearing a department issued "Class B" uniform with gun belt. He drove a marked radio car with no assigned partner.

Deputy Lasley was present at the Cactus Middle School when he heard a radio call regarding an "Assault with a deadly weapon/possible illegal shooting." Deputy Lasley said the call indicated that a gun shot had been heard and a woman had been heard screaming. Deputy Lasley drove toward the location to assist with the call. While en route, he saw Deputy Solis driving to the call and followed him.

Deputy Lasley drove onto the actual street of the incident (Heather Avenue) with several other units. They had a difficult time locating the involved house. He contacted the original informant to assist in locating the actual residence where the disturbance had occurred. Deputy Lasley was able to confirm that the address of [redacted] Heather Avenue was the location of the incident as observed by the informant. The informant told Deputy Lasley that

approximately 15 minutes prior to the arrival of deputies, they had observed a female, and two or three male blacks screaming and arguing in front of the residence and had heard one or two gun shots.

Deputy Lasley relayed the information he had learned to other deputies. He then entered his radio car which was parked near the residence at [redacted] Heather Avenue. Deputy Lasley pointed the front of his vehicle (and the front-facing P.A. or public address system speaker) at the residence. He made several announcements via the public address system identifying himself as a Deputy Sheriff, and instructing all occupants at the residence at [redacted] Heather Avenue to exit.

After the second announcement, a female black (later identified as Witness [redacted] exited the residence with her hands raised. Witness [redacted] walked to Deputy Solis' radio car. Deputy Lasley heard Witness [redacted] state that there had been no disturbance and that no other adults or persons were present at the location, other than her two-month old [redacted]

Deputy Lasley made several additional vehicle P.A. announcements directed at the residence, with no response. An entry team was assembled to check the location for possible gun shot victims or other persons. Deputy Lasley led the team to the front door of the location, holding a department-issued shotgun. He made several additional verbal announcements in a loud voice through the open front door, identifying himself as a Deputy Sheriff and instructing any occupants to make themselves known.

The residence was cleared with no adults found inside. The two-month old baby was found in the living room and was taken outside to Witness [redacted] Deputy Lasley saw a closed and locked pedestrian door to the garage, located on the west garage wall and adjacent to the front entry area of the residence. He checked and found the door knob on the garage door was unlocked, but the upper deadbolt appeared to be secured. While inside the residence, Deputy Lasley had observed that there was no access to the garage from inside the residence. He knew the garage had not yet been checked for possible gun shot victims or other persons.

Deputy Lasley re-entered the residence and located a set of keys on the refrigerator. He tried several of the keys in the garage door upper deadbolt lock, without success. Deputy Lasley said he attempted to open the lock with the keys for approximately one to two minutes. He again re-entered the residence and placed the set of keys inside and looked for additional keys.

Deputy Lasley heard what he believed to be the sound of the garage door being kicked open. He later learned that a "Ram" device had been used to force the door open. Deputy Lasley was just inside the front door of the residence at this time. He heard what he described as a single gun shot immediately after the door was forced open. Deputy Lasley said the sound did not appear to be from a department issued Beretta. He initially thought the sound could have been from the garage door striking something after it was forced open.

Deputy Lasley turned and looked out the front door. He heard repeated commands from

deputies of, "Let me see your hands, let me see your hands." Deputy Lasley still had possession of the shotgun and positioned himself at the residence front doorway, using the door jamb as a position of cover. He saw over the shoulders of other deputies that a male black inside the garage "to the right" had his hands raised and was moving in a southerly direction toward the closed, vehicle garage door. Deputy Lasley saw and smelled marijuana smoke coming through the open pedestrian garage door. Deputy Lasley heard someone say, "He has a gun, he has a gun", followed by more commands of, "Let me see your hands." He then heard approximately 8 to 12 gun shots.

Deputy Lasley said deputies made entry into the garage immediately after the gun shots. He said the male he had seen with his hands raised, was escorted from the garage and handcuffed (later identified as Witness [redacted]). Deputy Lasley said he moved into the garage doorway and saw a person slumped near a wall (Suspect Logan). He said from his original position near the front door of the residence and looking southeast into the garage door, he was not able to see Suspect Logan in the garage prior to the shooting.

For his complete statement, refer to the audio interview included in this case book.

Witness Deputy Todd Shaffer, #[redacted] was interviewed by Homicide Bureau Sergeant Schoonmaker and Detective O'Quinn at Palmdale Sheriff's Station on, October 13, 2011, at 1824 hours. Also present in the interview were Sergeants John Rossi and Scott Graham from the Los Angeles County Sheriff's Department Internal Affairs Bureau. Supervising Investigator [redacted] and D.D.A. Deborah Escobar, from the Justice System Integrity Division of the Los Angeles County District Attorney's Office were present during the interview. The interview was audio-recorded.

IAB NOTE: This summary was taken from the original supplemental report written by Investigators Schoonmaker and O'Quinn. **See Exhibit A, pg. 75.**

On 10-13-2011, Deputy Shaffer worked Palmdale Station patrol, Unit 263F, from the hours of [redacted] Deputy Shaffer was wearing a department issued "Class A" uniform with gun belt. He drove a marked radio car with no assigned partner.

While at the Palmdale Sheriff's Station writing a report, Deputy Shaffer heard a radio call regarding a fight and a possible domestic violence incident. Deputy Shaffer stated the call included something about a female being overheard saying, "Don't shoot me", followed by the informant hearing a gun shot.

Deputy Shaffer responded from the station and drove toward the location to assist with the call. Upon arrival, he initially parked on Heather Avenue near other radio cars, almost directly in front of the location at [redacted] Heather Avenue. Deputy Shaffer explained that the initial focus of deputy personnel was on a similar looking residence several houses to the west of that location. The original informant was re-contacted and confirmed that the location of the call was actually the residence adjacent to where the deputies had parked their vehicles. Deputy Shaffer's radio car was parked on the south curb line of Heather Avenue, slightly west of the

location at [redacted] Heather Avenue.

Deputy Shaffer deployed an AR-15 rifle from his trunk and positioned himself behind his radio car to cover the location at [redacted] Heather Avenue. Deputy Shaffer could see the entire front of the residence from this position.

After P.A. announcements had been made and a black female (later identified as Witness [redacted]) had exited the residence, Deputy Shaffer took a position behind a large tree approximately 30 feet east of his radio car. He continued to cover the front of the residence with the AR-15 rifle from this position until the incident had concluded.

Deputy Shaffer said the deputies formed an entry team, and made verbal announcements prior to entering the residence. Deputy Shaffer saw Sergeant Wilson bring a [redacted] out of the residence and watched as he walked with the [redacted] to a radio car.

Deputies indicated that the garage had not yet been cleared. Deputy Shaffer observed as Deputy Lasley unsuccessfully attempted to unlock the west facing garage pedestrian door with some keys. Deputy Shaffer said a "Ram" device was then deployed on the door.

Deputy Shaffer heard a single shot or a "pop" immediately after the door was forced open. Deputy Shaffer said based on his own past experience with firearms, the sound appeared to him to have come from a small-caliber weapon. He said the sound appeared to have originated from inside the garage at the location. Deputy Shaffer feared that one of the deputies may have been struck by gunfire, based on the sound of the immediate gun shot heard after the door was opened.

Deputy Shaffer heard repeated commands from two deputies of, "Let me see your hands, let me see your hands". He also heard a deputy yell, "He's got a gun, he's got a gun." He then heard several rounds of gun fire. Deputy Shaffer continued to maintain his position as deputies entered the garage. He then assisted Deputy Solis in putting out emergent radio traffic.

Deputy Shaffer observed a male black adult exit the garage, accompanied by deputies. The male black (later identified as Witness [redacted]) was handcuffed and placed in a radio car.

For his complete statement, refer to the audio interview included in this case book.

Witness Sergeant Andrew Nagel, #[redacted] was interviewed by Homicide Bureau Sergeant Schoonmaker and Detective O'Quinn at Palmdale Sheriff's Station on, October 13, 2011, at 1846 hours. Also present in the interview were Sergeants John Rossi and Scott Graham from the Los Angeles County Sheriff's Department Internal Affairs Bureau, Supervising Investigator, [redacted] and D.D.A. Deborah Escobar, from the Justice System Integrity Division of the Los Angeles County District Attorney's Office were present during the interview. The interview was audio-recorded.

IAB NOTE: This summary was taken from the original supplemental report written

by Investigators Schoonmaker and O'Quinn. **See Exhibit A, pg 76.**

On 10-13-2011, Sergeant Nagel worked as a Palmdale Station field supervisor, Unit 260S, from the hours of [redacted] Sergeant Nagel was wearing a department issued "Class A" uniform with gun belt. He drove a marked radio car with no assigned partner.

Sergeant Nagel responded to an "Assault with a deadly weapon-now" call. He recalled the narrative as indicating that a male and female were heard fighting and a single gun shot had been heard. He recalled the female had been overheard yelling something similar to, "He's got a gun" or "Don't shoot me."

Sergeant Nagel responded from the area of 30th Street East and Avenue P. He listened as Deputy Solis coordinated the call with assisting units. Upon arrival, Sergeant Nagel consulted with deputies regarding the correct location of the call. The location of the incident was described by the informant as a [redacted] house with a black vehicle in the driveway." Sergeant Nagel observed that two houses on Heather Avenue near 31st Street East appeared to match the description.

Deputies contacted the original informant and verified that the correct location was [redacted] Heather Avenue. Several radio cars had initially parked in front of this location. Deputy Lasley made several P.A. announcements via his radio car, instructing the occupants of that residence to exit the location.

Sergeant Nagel said Witness [redacted] exited the residence. She was contacted by Deputy Solis and was placed in the back seat of his radio car. Deputy Solis told Sergeant Nagel that Witness [redacted] denied that any fight or gun shots had occurred at the location. Witness [redacted] further indicated that no one else was in the residence except for her two-month old [redacted]

Sergeant Nagel again verified via the original informant that the location at [redacted] Heather Avenue was the correct location. He then had Deputy Lasley make three additional P.A. announcements into the residence. Even though Witness [redacted] again maintained that no adults were present at the residence, Sergeant Nagel utilized a ruse by having Deputy Lasley state via the P.A. system, "that [redacted] already told us you are in there, come on out now."

Sergeant Nagel formed an entry team to check the inside of the residence for possible gun shot victims and/or any other persons. He placed Deputy Lasley at the front with a shotgun as they approached the residence. Sergeant Nagel assigned Deputy Shaffer to deploy an AR-15 rifle across the street to cover the front and second floor of the location.

Sergeant Nagel and deputies approached the open front door from the west and made several verbal announcements both identifying themselves, and demanding that any occupants exit the residence and make themselves known. They entered and cleared the residence and back yard area, finding only the two-month old [redacted] in the living room area. The [redacted] was safely delivered to Witness [redacted] who was seated in one of the radio cars. Deputies informed Sergeant Nagel that the garage had not yet been cleared. He was further

advised that the only pedestrian access was on the exterior west garage wall near the primary residence south-facing front door. Deputies had checked the closed door and found that the lower door handle was unlocked, but the top dead bolt lock was secured and locked. The large south-facing vehicle door was also secured in the closed position.

Sergeant Nagel sent a deputy to contact Witness [redacted] at the radio car in an attempt to ascertain where keys were located for the garage door. Deputy Lasley and Deputy Solis checked inside the residence for possible keys. Deputy Lasley located a set of keys and tried them on the door, without success.

Sergeant Wilson returned to the front door area and contacted Sergeant Nagel. Sergeant Wilson was holding a "Ram" device which he had retrieved from his vehicle. He stated that Witness [redacted] said that she did not have keys for either the garage, or for the vehicle in the driveway (in order to access a possible garage door opener). Witness [redacted] told deputies the keys were with her [redacted] who was away from the location at work. Witness [redacted] again told deputies that no one was present in the garage.

During this time, Deputy Phillips and Munoz had been standing near the garage pedestrian door and heard what sounded like coins dropping to the floor, coming from inside the garage. They reported this to Sergeant Nagel. Sergeant Nagel had deputies knock loudly on the door, repeatedly calling out, "Sheriff's Department. Make yourself known." No response was received from within the garage.

Sergeant Nagel had Deputy Phillips utilize the ram device to force open the door. Immediately after the door was forced open, Sergeant Nagel heard a single gunshot. Sergeant Nagel said the gun shot was not loud and did not sound like it had come from any department-issued weapons. He could not tell where it had originated and initially wondered if one of the deputies may have possibly had an accidental discharge with a weapon.

Sergeant Nagel said he was to the right or south of the doorway and could not see inside the open door. He said deputies initially looked around at the sound of the single gunshot, but than all attention quickly focused inside the open door. Sergeant Nagel heard deputies yell, "Get down on the ground. Get your hands up. Get your hands up." He then heard Sergeant Wilson say "He's got a gun in his hand. He's got a gun in his hand." Sergeant Nagel heard a voice from inside the garage say, "I'm not going down like this. You're going to have to take me out. You're going to have to take me out" and possibly "I'm going down." He then heard several rounds fired from the deputies' weapons.

Sergeant Nagel said it became apparent that more than one person was inside the garage as he heard new commands from deputies telling someone repeatedly to "stay down on the ground." Deputies entered the garage and escorted Witness [redacted] outside. Sergeant Nagel entered the garage and saw Suspect Logan slumped against a large box on the garage floor. Sergeant Nagel saw the only light in the garage appeared to be streaming in from the door they had just opened. He said the garage was full of what appeared to be marijuana smoke. Deputies pulled the suspect to a prone position on the floor. Emergent radio traffic was made and paramedics were summoned to the scene.

Due to the fact that emergency medical personnel were moving about inside the garage, Sergeant Nagel had Deputy Shaffer take some initial photographs of the scene to document the location of evidence. Sergeant Nagel also assigned personnel to observe and keep watch over a handgun he saw on the floor near the suspect's slumped position immediately after the shooting incident. Sergeant Nagel noted that deputies had moved a table and a chair south toward the garage vehicle door to make room for fire department personnel as they treated and rendered aid to the suspect.

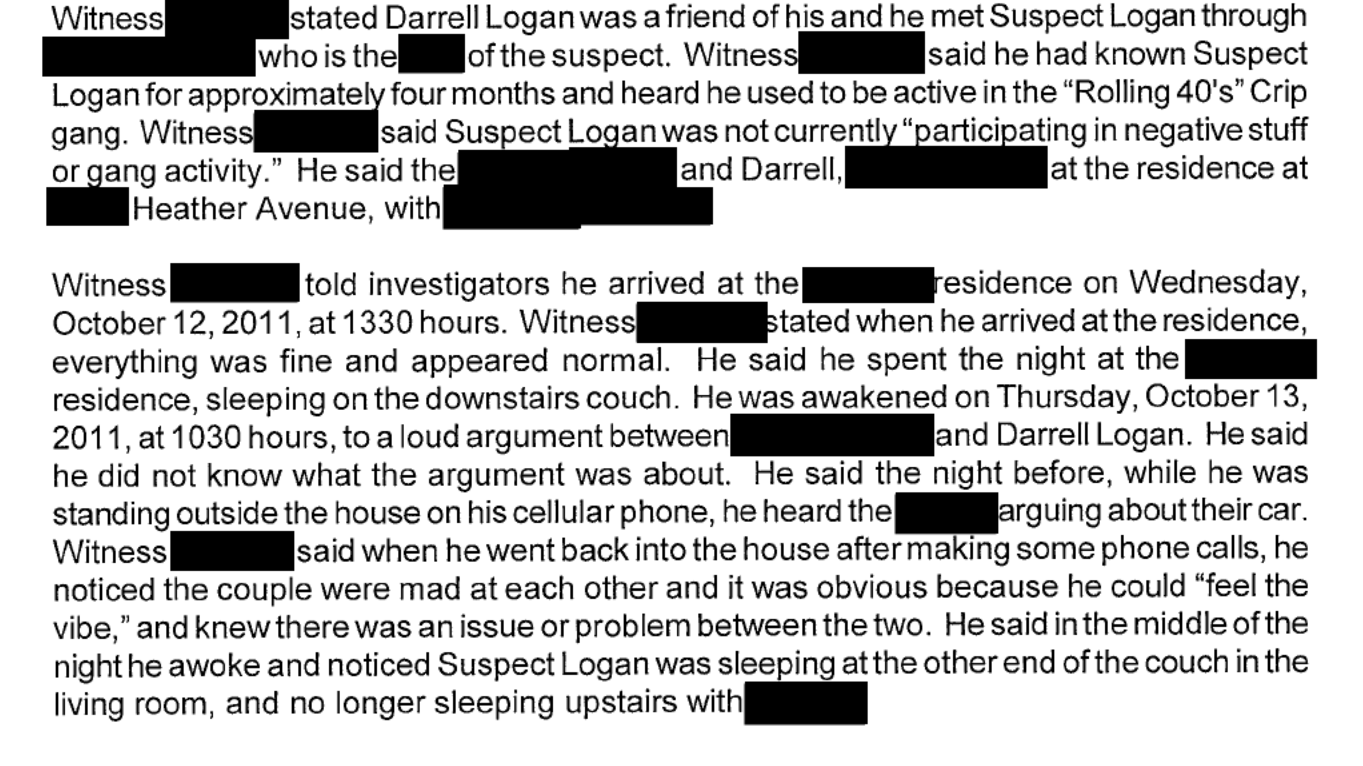
Sergeant Nagel stated that at no time did either of the males call out to advise deputies regarding their presence inside the garage. He noted this was after multiple and numerous P.A. announcements and verbal announcements being given at the location, including both at the front door and at the garage pedestrian door.

For his complete statement, refer to the audio interview included in this case book.

CIVILIAN WITNESSES

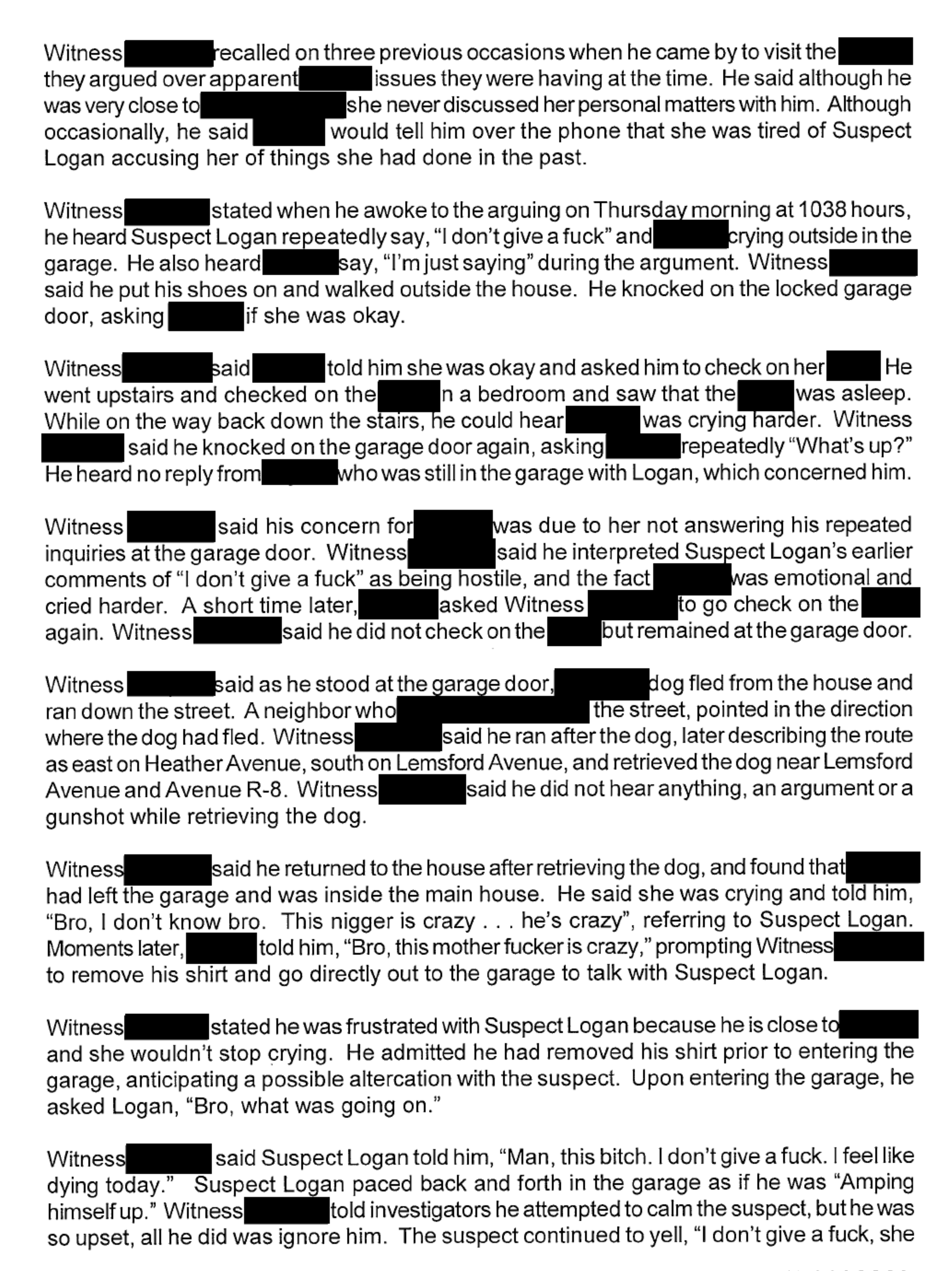
Witness [redacted] was interviewed by Homicide investigators Sergeants Fredendall and Clark on October 13, 2011, at 2104 hours. Supervising Investigator, [redacted] and D.D.A. Deborah Escobar, from the Justice System Integrity Division of the Los Angeles County District Attorney's Office were present during the interview. The interview was audio recorded.

> **IAB NOTE:** This summary was taken from the original supplemental report written by Sergeants Fredendall and Clark. **See Exhibit A, page 56.**



Witness [redacted] stated Darrell Logan was a friend of his and he met Suspect Logan through [redacted] who is the [redacted] of the suspect. Witness [redacted] said he had known Suspect Logan for approximately four months and heard he used to be active in the "Rolling 40's" Crip gang. Witness [redacted] said Suspect Logan was not currently "participating in negative stuff or gang activity." He said the [redacted] and Darrell, [redacted] at the residence at [redacted] Heather Avenue, with [redacted]

Witness [redacted] told investigators he arrived at the [redacted] residence on Wednesday, October 12, 2011, at 1330 hours. Witness [redacted] stated when he arrived at the residence, everything was fine and appeared normal. He said he spent the night at the [redacted] residence, sleeping on the downstairs couch. He was awakened on Thursday, October 13, 2011, at 1030 hours, to a loud argument between [redacted] and Darrell Logan. He said he did not know what the argument was about. He said the night before, while he was standing outside the house on his cellular phone, he heard the [redacted] arguing about their car. Witness [redacted] said when he went back into the house after making some phone calls, he noticed the couple were mad at each other and it was obvious because he could "feel the vibe," and knew there was an issue or problem between the two. He said in the middle of the night he awoke and noticed Suspect Logan was sleeping at the other end of the couch in the living room, and no longer sleeping upstairs with [redacted]



Witness [redacted] recalled on three previous occasions when he came by to visit the [redacted] they argued over apparent [redacted] issues they were having at the time. He said although he was very close to [redacted] she never discussed her personal matters with him. Although occasionally, he said [redacted] would tell him over the phone that she was tired of Suspect Logan accusing her of things she had done in the past.

Witness [redacted] stated when he awoke to the arguing on Thursday morning at 1038 hours, he heard Suspect Logan repeatedly say, "I don't give a fuck" and [redacted] crying outside in the garage. He also heard [redacted] say, "I'm just saying" during the argument. Witness [redacted] said he put his shoes on and walked outside the house. He knocked on the locked garage door, asking [redacted] if she was okay.

Witness [redacted] said [redacted] told him she was okay and asked him to check on her [redacted] He went upstairs and checked on the [redacted] in a bedroom and saw that the [redacted] was asleep. While on the way back down the stairs, he could hear [redacted] was crying harder. Witness [redacted] said he knocked on the garage door again, asking [redacted] repeatedly "What's up?" He heard no reply from [redacted] who was still in the garage with Logan, which concerned him.

Witness [redacted] said his concern for [redacted] was due to her not answering his repeated inquiries at the garage door. Witness [redacted] said he interpreted Suspect Logan's earlier comments of "I don't give a fuck" as being hostile, and the fact [redacted] was emotional and cried harder. A short time later, [redacted] asked Witness [redacted] to go check on the [redacted] again. Witness [redacted] said he did not check on the [redacted] but remained at the garage door.

Witness [redacted] said as he stood at the garage door, [redacted] dog fled from the house and ran down the street. A neighbor who [redacted] the street, pointed in the direction where the dog had fled. Witness [redacted] said he ran after the dog, later describing the route as east on Heather Avenue, south on Lemsford Avenue, and retrieved the dog near Lemsford Avenue and Avenue R-8. Witness [redacted] said he did not hear anything, an argument or a gunshot while retrieving the dog.

Witness [redacted] said he returned to the house after retrieving the dog, and found that [redacted] had left the garage and was inside the main house. He said she was crying and told him, "Bro, I don't know bro. This nigger is crazy . . . he's crazy", referring to Suspect Logan. Moments later, [redacted] told him, "Bro, this mother fucker is crazy," prompting Witness [redacted] to remove his shirt and go directly out to the garage to talk with Suspect Logan.

Witness [redacted] stated he was frustrated with Suspect Logan because he is close to [redacted] and she wouldn't stop crying. He admitted he had removed his shirt prior to entering the garage, anticipating a possible altercation with the suspect. Upon entering the garage, he asked Logan, "Bro, what was going on."

Witness [redacted] said Suspect Logan told him, "Man, this bitch. I don't give a fuck. I feel like dying today." Suspect Logan paced back and forth in the garage as if he was "Amping himself up." Witness [redacted] told investigators he attempted to calm the suspect, but he was so upset, all he did was ignore him. The suspect continued to yell, "I don't give a fuck, she

must be out of her mind." Witness [redacted] said he did not know if there were any firearms at the residence. He had never seen Logan with a gun at any time during the entire incident.

Witness [redacted] said the next thing he knew, the police arrived and were making "blowhorn" announcements to "some" address to come outside. He stated he was going to follow the officer's directions, since he ([redacted] wasn't on probation or parole and wasn't going to barricade himself in the garage. He said Suspect Logan told him, "Man, man, the police is here and I'm on parole, I'm gonna go back for nine years." Witness [redacted] said he felt for him. He had heard that Suspect Logan had a nine year joint suspension on his last criminal case and understood his situation. He stayed in the garage after being told by Suspect Logan, "Bro, don't open the door."

Witness [redacted] reiterated he wasn't being held hostage by Logan, but he had been on probation and parole previously and basically knew how Logan felt, so [redacted] didn't unlock or open the garage door. He said Logan also convinced him to stay in the garage by telling him, "Man, I'm on parole. They are going to try and take me back for nine years man, hold up, hold up." [redacted] said during that time, the police were "shaking the door."

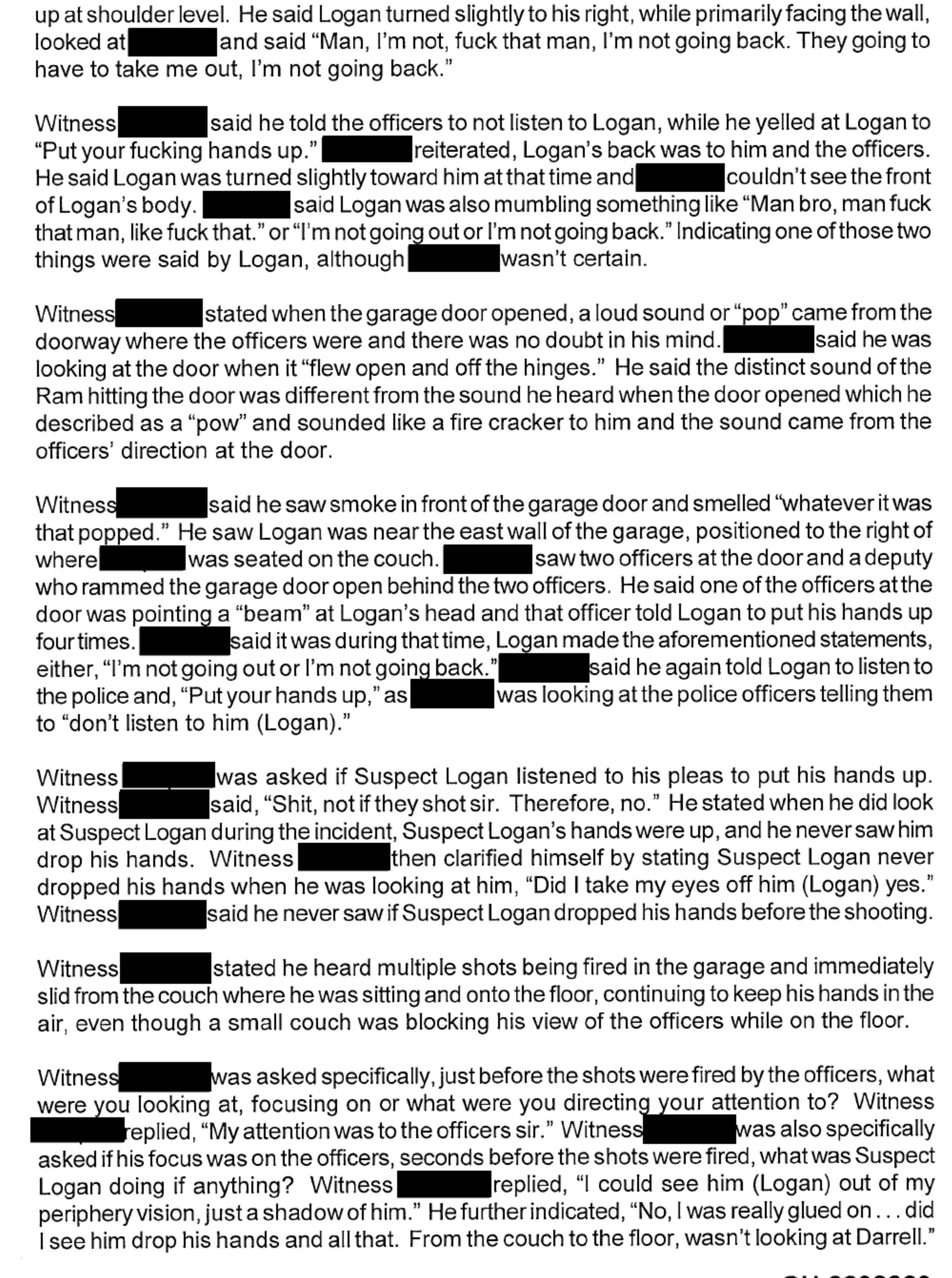
Witness [redacted] said he then saw Logan searching his pants pockets, pulling his hands out of his pockets and some coins fell out. [redacted] said that is how the police knew they were in the garage, after an officer outside the garage said, "I heard some coins."

Witness [redacted] claimed he didn't hear what the officer's orders were over the public address speaker, however he did hear the deputies announce that they had detained [redacted] He commented, if the police said they had [redacted] "they got to be talking to you." Investigators asked Witness [redacted] what Logan was saying as he removed the coins from his pockets. [redacted] said, "He wasn't saying shit. He was like, excuse my language, he was basically saying like man, fuck that. I'm not going back man they are going to give me nine years," as Logan continued pacing back and forth in the garage.

Witness [redacted] stated he was sitting on the couch in the garage and remained there the entire time he was inside the garage. He said he immediately put his hands into the air when the police entered the garage. [redacted] claimed he didn't know anything about a gun and never saw Logan with a gun inside the garage. [redacted] said, "But I know if I was in the situation Darrell was in, he should have complied."

Witness [redacted] said he saw a deputy with the Ram as the garage door flew open and that deputy moved away from the garage door with the Ram. [redacted] said he wasn't sure if it was a rubber bullet that was fired by the police, indicating Logan was still standing and wasn't hit. [redacted] surmised the shot could have been a flash bang or something as the garage door opened, as they were told repeatedly by officers to "Put your hands up." He said he told the officers, "Sir, I got my hands up" and saw Logan standing by the east wall of the garage with his hands up and facing the officers.

Witness [redacted] said Logan was told to "Turn around and put your hands up" and Logan complied by turning toward the east wall of the garage and [redacted] said Logan's hands were



up at shoulder level. He said Logan turned slightly to his right, while primarily facing the wall, looked at [redacted] and said "Man, I'm not, fuck that man, I'm not going back. They going to have to take me out, I'm not going back."

Witness [redacted] said he told the officers to not listen to Logan, while he yelled at Logan to "Put your fucking hands up." [redacted] reiterated, Logan's back was to him and the officers. He said Logan was turned slightly toward him at that time and [redacted] couldn't see the front of Logan's body. [redacted] said Logan was also mumbling something like "Man bro, man fuck that man, like fuck that." or "I'm not going out or I'm not going back." Indicating one of those two things were said by Logan, although [redacted] wasn't certain.

Witness [redacted] stated when the garage door opened, a loud sound or "pop" came from the doorway where the officers were and there was no doubt in his mind. [redacted] said he was looking at the door when it "flew open and off the hinges." He said the distinct sound of the Ram hitting the door was different from the sound he heard when the door opened which he described as a "pow" and sounded like a fire cracker to him and the sound came from the officers' direction at the door.

Witness [redacted] said he saw smoke in front of the garage door and smelled "whatever it was that popped." He saw Logan was near the east wall of the garage, positioned to the right of where [redacted] was seated on the couch. [redacted] saw two officers at the door and a deputy who rammed the garage door open behind the two officers. He said one of the officers at the door was pointing a "beam" at Logan's head and that officer told Logan to put his hands up four times. [redacted] said it was during that time, Logan made the aforementioned statements, either, "I'm not going out or I'm not going back." [redacted] said he again told Logan to listen to the police and, "Put your hands up," as [redacted] was looking at the police officers telling them to "don't listen to him (Logan)."

Witness [redacted] was asked if Suspect Logan listened to his pleas to put his hands up. Witness [redacted] said, "Shit, not if they shot sir. Therefore, no." He stated when he did look at Suspect Logan during the incident, Suspect Logan's hands were up, and he never saw him drop his hands. Witness [redacted] then clarified himself by stating Suspect Logan never dropped his hands when he was looking at him, "Did I take my eyes off him (Logan) yes." Witness [redacted] said he never saw if Suspect Logan dropped his hands before the shooting.

Witness [redacted] stated he heard multiple shots being fired in the garage and immediately slid from the couch where he was sitting and onto the floor, continuing to keep his hands in the air, even though a small couch was blocking his view of the officers while on the floor.

Witness [redacted] was asked specifically, just before the shots were fired by the officers, what were you looking at, focusing on or what were you directing your attention to? Witness [redacted] replied, "My attention was to the officers sir." Witness [redacted] was also specifically asked if his focus was on the officers, seconds before the shots were fired, what was Suspect Logan doing if anything? Witness [redacted] replied, "I could see him (Logan) out of my periphery vision, just a shadow of him." He further indicated, "No, I was really glued on . . . did I see him drop his hands and all that. From the couch to the floor, wasn't looking at Darrell."

Witness [redacted] then told investigators that before the shots were fired by the officers, he was looking straight at the officers, so they could see he was cooperating with their commands.

Witness [redacted] said he heard a total of 6-7 shots fired and was traumatized by the incident, commenting that he had a friend of his die in his arms from a "bad crime they did," who was shot by the police. Witness [redacted] further indicated when the officers started shooting, from the first shot, his eyes were off everybody and he went to the floor.

Witness [redacted] said after the shooting stopped, he only saw Suspect Logan's shoes. Witness [redacted] said he was then handcuffed, picked up off the garage floor by an officer and escorted outside the garage.

Investigators asked Witness [redacted] if he knew why Suspect Logan was shot by police? He stated he didn't know and what was confusing to him was, when an officer outside the garage asked him where the gun was. Witness [redacted] firmly denied any knowledge of a handgun in the garage, indicating he never possessed a gun at anytime and denied bringing a gun to the residence when he arrived on Wednesday.

D.D.A. Escobar asked Witness [redacted] how long it took to chase down the dog and return to the residence. Witness [redacted] said 3-4 minutes and confirmed he couldn't see or hear what was going on at the couples home during that time. D.D.A. Escobar also confirmed that Witness [redacted] was looking toward the garage door when it was forced open by the Ram when Witness [redacted] heard the pop noise. Witness [redacted] said when the garage door was forced open, Suspect Logan was standing to his right and behind Witness [redacted] position on the couch. Witness [redacted] described the garage door was forward and right of his position while he was seated on the couch.

Witness [redacted] told D.D.A investigators that he didn't hear any officer say anything about a gun, prior to the shooting. He said after the shooting, while still in the garage he was asked by an officer, "Where's your partner's gun."

Investigator [redacted] asked Witness [redacted] where he saw the smoke after the Ram was used to force open the garage door and the door flew open? Witness [redacted] stated he saw the smoke at the garage door, where the officers were standing and the smoke traveled upward toward the ceiling.

Witness [redacted] reiterated, he thought the officers fired a rubber bullet at Suspect Logan because Suspect Logan didn't go down and the officers kept telling Suspect Logan to put his hands up. He wasn't sure if the police fired or Darrell fired at them, stating he didn't think Darrell fired at the officers when the door was forced open by the Ram, because Darrell would have been shot immediately.

Witness [redacted] stated he didn't think the officers "booted the door in and popped" because they are accurate with their shots. He said that's why he thought it was a rubber bullet, since Suspect Logan was still standing.

Witness [redacted] was asked if he had any questions of investigators? He said "I'm not going to lie, I'm lost. Like, I told the officers that brought me over here. All I was doing was being at the wrong place at the wrong time. I don't know what to say, I know I'm telling you the truth."

For his complete statement, refer to the verbatim transcript, included in this case book.

Witness [redacted] was interviewed by Homicide Bureau Sergeant Schoonmaker and Detective O'Quinn on October 13, 2011 at 1624 hours. The interview was audio recorded.

IAB NOTE: This summary was taken from the original supplemental report written by Investigators Schoonmaker and O'Quinn. **See Exhibit A, pg. 80.**

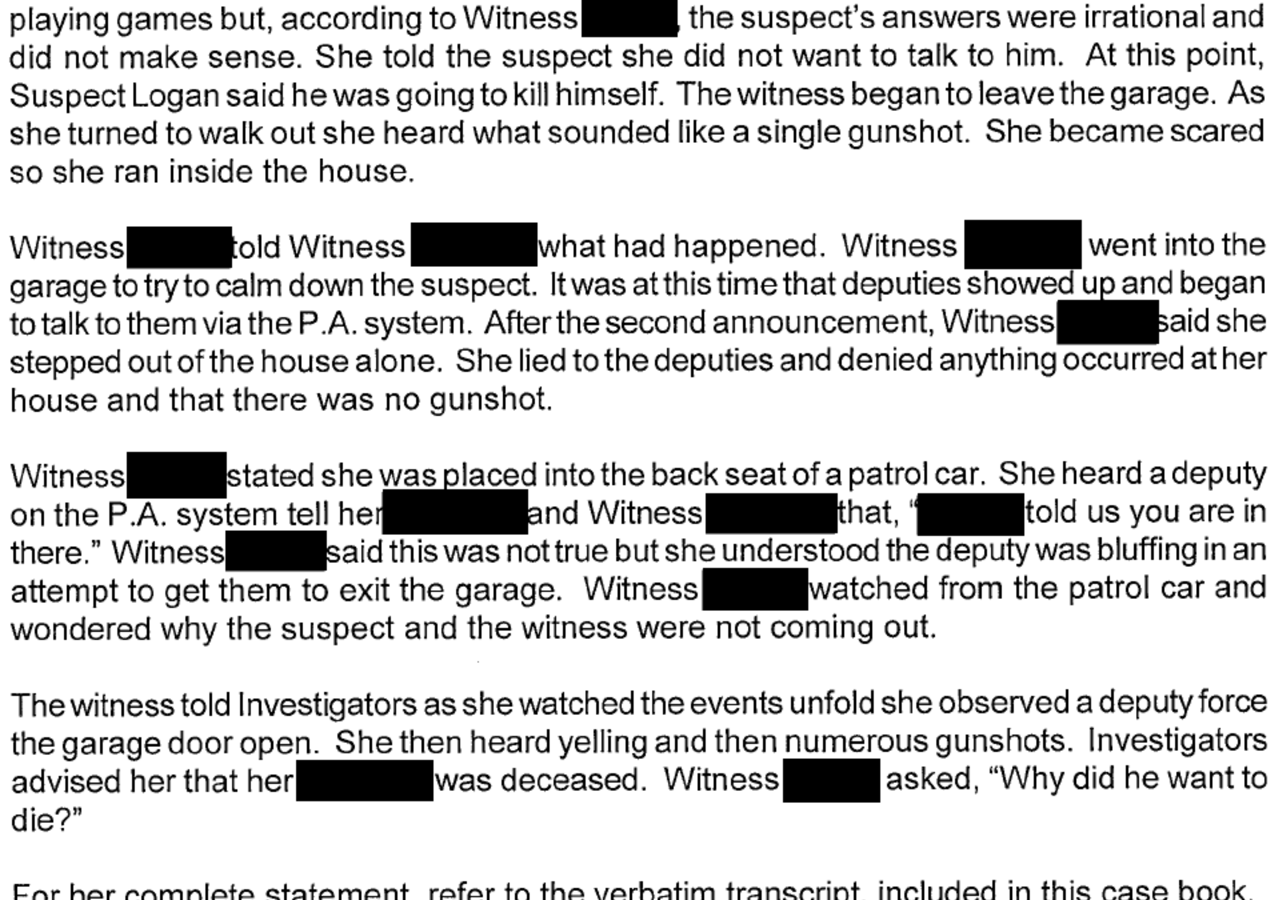
Witness [redacted] stated she was [redacted] to Suspect Logan for 6 years and they have a 2 month old [redacted] together ([redacted]). Witness [redacted] admitted she lied to the deputies when they inquired about an argument and a gunshot at her house. She said she lied because she was "afraid to be involved." She stated she did not want "to make things worse." She explained that she had a previous relationship where the [redacted] of her other [redacted] (Mr [redacted] would kick in the front door of her house and threaten her. When she called the Sheriff's Department for assistance, the Department of Children Services got involved and she claims she almost had her [redacted] taken away. She explained that this is why she lied to deputies on this date.

Witness [redacted] told Investigators that her current [redacted] Suspect Logan, was on parole but she was not certain why. She additionally stated Suspect Logan was under the counsel of a psychiatrist and was taking unknown medication for depression. His psychiatrist's name is Ms. Cox, through the state parole office.

Witness [redacted] said her [redacted] (suspect) had threatened suicide on 6 or 7 occasions. She said he usually would threaten suicide after they had an argument or if he was under some kind of stress. However, he had never attempted suicide and she insisted he never physically abused her. The witness said Suspect Logan was a very controlling person. He checked up on her if she ever left their house. If she was with her [redacted] the suspect would call her [redacted] later and ask her where the two of them had been. Witness [redacted] said her [redacted] was an insecure and jealous person.

Witness [redacted] stated that on Wednesday night, October 12, 2011, she and Suspect Logan got into an argument. She said the suspect became unreasonable and irrational so she pointed to a nearby Halloween magazine and referred to a particular "scary" costume stating, "This is you! You're a psychopath!" The witness said she made this statement in jest and that they both laughed about it afterward and the argument ended.

On this date, the suspect woke up and began slamming doors inside their house. Witness [redacted] asked Suspect Logan why he was slamming the doors. The suspect walked outside and into the garage. Witness [redacted] a mutual friend of theirs, was inside the house. Witness [redacted] went into the garage to find out why Suspect Logan seemed upset. The suspect told her it was because "you're playing games!" Witness [redacted] asked how she was



playing games but, according to Witness [redacted], the suspect's answers were irrational and did not make sense. She told the suspect she did not want to talk to him. At this point, Suspect Logan said he was going to kill himself. The witness began to leave the garage. As she turned to walk out she heard what sounded like a single gunshot. She became scared so she ran inside the house.

Witness [redacted] told Witness [redacted] what had happened. Witness [redacted] went into the garage to try to calm down the suspect. It was at this time that deputies showed up and began to talk to them via the P.A. system. After the second announcement, Witness [redacted] said she stepped out of the house alone. She lied to the deputies and denied anything occurred at her house and that there was no gunshot.

Witness [redacted] stated she was placed into the back seat of a patrol car. She heard a deputy on the P.A. system tell her [redacted] and Witness [redacted] that, "[redacted] told us you are in there." Witness [redacted] said this was not true but she understood the deputy was bluffing in an attempt to get them to exit the garage. Witness [redacted] watched from the patrol car and wondered why the suspect and the witness were not coming out.

The witness told Investigators as she watched the events unfold she observed a deputy force the garage door open. She then heard yelling and then numerous gunshots. Investigators advised her that her [redacted] was deceased. Witness [redacted] asked, "Why did he want to die?"

For her complete statement, refer to the verbatim transcript, included in this case book.

> **IAB NOTE:** The residential neighborhood near the shooting scene, on Heather Ave, was canvassed for any potential witnesses. The area was canvassed by deputies from Palmdale station. Several of the residents stated they heard noises, but none actually witnessed the shooting, or had any knowledge of the circumstances surrounding the incident. The names of the residents contacted, and a summary of their interviews, are documented on Supplemental Reports which are included in this case book. **See Exhibit A, pages 14, 15, 18-21.**

SUSPECT'S STATEMENTS

Suspect Logan was deceased, and not able to be interviewed.